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20 UNITED STATES DISTRICT COURT
 21 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 22 SAN FRANCISCO DIVISION

| | | |
|---|---|----------------------------------|
| 23 DEFENDERS OF WILDLIFE, <i>et al.</i> , |) | Case No. C 04-4512 PJH |
| |) | |
| 24 Plaintiffs, |) | STIPULATION AND [PROPOSED] |
| |) | ORDER RE: HEARING ON PLAINTIFFS' |
| 25 vs. |) | MOTION FOR ATTORNEYS' FEES, |
| |) | COSTS, AND EXPENSES |
| 26 MIKE JOHANNNS, <i>et al.</i> , |) | |
| |) | |
| 27 Defendants. |) | |
| |) | |
| |) | |

28 Plaintiffs Citizens for Better Forestry, et al., Plaintiffs Defenders of Wildlife *et al.*, and
 29 Defendants U.S. Department of Agriculture, *et al.* hereby jointly stipulate to and respectfully request
 30 that the Court vacate the current date of November 5, 2008, for the hearing on Plaintiffs'
 31 consolidated motion for attorneys' fees, costs, and other expenses, and re-set the hearing for either
 32 November 12, 2008, or November 19, 2008, whichever is more convenient for the Court.

33 Counsel for Plaintiffs Citizens for Better Forestry et al. is currently scheduled to appear in
 34 federal district court on November 4, 2008, in Seattle, Washington, in *Conservation Northwest v.*

1 *Rey*, C-08-1067-JCC (W.D. Wash.), and subsequently has meetings with out-of-town clients, and is
2 unable to travel quickly enough to appear the next morning in San Francisco.

3
4 DATED: October 28, 2008

Presented by:

5
6 /s/ Trent W. Orr
TRENT W. ORR
7 TIMOTHY J. PRESO
MICHAEL T. LEAHY

8 *Attorneys for Plaintiffs Defenders of Wildlife, et al.*

9
10 RONALD TENPAS
Acting Assistant Attorney General
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11
12 /s/ Andrew A. Smith (authorized 10/28/08)
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22
23 **ORDER**

24 IT IS SO ORDERED.

25 Entered on this 29 day of October, 2008.

26 Motion will be heard November 12, 2008.

27
28 PHYLLIS J. HAMILTON
United States District Judge

