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12 Counsel for Plaintiffs

13 **IN THE UNITED STATES DISTRICT COURT**
14 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**
SAN FRANCISCO DIVISION

15	CITIZENS FOR BETTER FORESTRY, et al.,)	Case No. C 05-1144 PJH
16	Plaintiffs,)	PARTIES' STIPULATION AND [PROPOSED] ORDER RE: HEARING ON PLAINTIFFS' MOTION FOR ATTORNEYS' FEES, COSTS, AND EXPENSES
17	v.)	
18	U.S. DEPT. OF AGRICULTURE, et al.,)	
19	Defendants,)	
20	and)	
21	AMERICAN FOREST & PAPER ASSOC., et al,)	
22	Defendants-Intervenors.)	
23	_____)

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

6 Counsel for Plaintiffs Citizens for Better Forestry et al. is currently scheduled to appear in
7 federal district court on November 4, 2008, in Seattle, Washington, in *Conservation Northwest v.*
8 *Rey*, C-08-1067-JCC (W.D. Wash.), and subsequently has meetings with out-of-town clients, and
9 is unable to travel quickly enough to appear the next morning in San Francisco.

10
11 Date: October 28, 2008.

Respectfully submitted,

12
13 /s/ Peter M.K Frost

Peter M.K. Frost
Counsel for Plaintiffs Citizens for Better Forestry

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15 /s/ Trent W. Orr

Trent W. Orr
Counsel for Plaintiffs Defenders of Wildlife

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17 /s/ Andrew A. Smith

Andrew A. Smith
Counsel for Defendants

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20 Pursuant to the stipulation of the parties, IT IS SO ORDERED.

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22 Date: October 29, 2008.

23 Hon. Phyllis J. Hamilton
United States District

24 Motion will be heard November 12, 2008

