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14 IN THE UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 15 OAKLAND DIVISION

16 CALIFORNIA NATIVE PLANT SOCIETY, et al.,)	Case No. 4: 06-3604 PJH (JCS)
Plaintiffs,)	STATUS REPORT
)	SUBMITTED BY
)	FEDERAL DEFENDANTS
18 v.)	AND ORDER
)	
19 UNITED STATES ENVIRONMENTAL)	Judge: Honorable Phyllis J. Hamilton
PROTECTION AGENCY, et al.,)	
)	
21 Defendants.)	

22 Pursuant to the Order dated December 2, 2008, the Federal Defendants, United States
 23 Environmental Protection Agency (USEPA, United States Fish and Wildlife Service (FWS), and
 24 United States Army Corps of Engineers (Corps), submit this Report on the Corps' progress
 25 toward preparing an Environmental Impact Statement (EIS) for the Sunridge Properties Project
 26

27
 28 Federal Defendants' Status Report Submitted May 17, 2010
 Case No. 4: 06-3604 (PJH)

1 (Sunridge Properties EIS) under the National Environmental Policy Act of 1969, 42 U.S.C. 4321
2 *et seq.*, and appropriate Corps guidance, standards and policy.

3
4 1. Under the “Order Granting Motion by Plaintiffs and Federal Defendants to Stay
5 Proceedings,” dated December 2, 2008 (Doc. No. 245), this action is stayed until November 17,
6 2010, pending the Corps’ completion of the EIS, with the Corps reporting its progress to the Court
7 on May 17, 2010 and other specified dates.

8 2. As Federal Defendants previously reported on November 16, 2009 (Doc. No. 251), the
9 Corps has been working with its third party contractor, Brown and Caldwell (Brown), to prepare an
10 EIS that will address the environmental impact of the projects known as Anatolia IV [Permit No.
11 199400210], Sunridge Village J [Permit No. 200100230], Grantline 208 [Permit No. 199400365],
12 Douglas Road 98 [Permit No. 200200568], Arista del Sol [Permit No. 200400458], and Douglas
13 Road 103 [Permit No. 199700006] located in Rancho Cordova, California.^{1/}

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15 3. Since Federal Defendants last reported to the Court in November, 2009, Brown completed
16 several additional steps in the process of preparing the EIS, and Corps staff have continued working
17 closely with Brown to provide information and commentary.

18
19 4. In January and February, 2010, Brown submitted sections of a Preliminary Draft EIS for
20 the Corps’ review and comment.

21 5. After addressing and incorporating comments provided by the Corps, on April 30, 2010,
22 Brown submitted an Administrative Draft EIS for the Corps’ review.

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25 ^{1/} As also previously reported, the EIS will cover the six properties listed above which, along
26 with three additional properties, made up the Sunridge Specific Plan. The remaining three properties
27 (North Douglas, Montelena and Sunridge Park) will not be part of the primary evaluation covered
28 by the EIS, but will be considered in analyzing cumulative effects, along with the incremental
impacts of other past, present, and reasonably foreseeable future actions. (See Federal Defendants’
Status Report submitted November 16, 2009, Exhibit C.)

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CERTIFICATE OF SERVICE

I hereby certify that on May 17, 2010, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification to the counsel of record.

 /s/ Carol L. Draper
CAROL L. DRAPER