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14 **UNITED STATES DISTRICT COURT**  
15 **NORTHERN DISTRICT OF CALIFORNIA**  
16 **OAKLAND DIVISION**

17 THE UNITED STATES OF AMERICA,

18 Plaintiff,

19 v.

20 THE CALIFORNIA DEPARTMENT OF  
21 TRANSPORTATION

22 Defendant.

Civil Action No. 4-09-CV-00437 PJH

23 **STIPULATED AGREEMENT AND**  
24 **[PROPOSED] ORDER REQUESTING**  
25 **EXTENSION OF STAY AS A RESULT**  
26 **OF UNAVAILABILITY OF COUNSEL**  
27 **AND TO FACILITATE NEGOTIATION**  
28 **OF A FINAL SETTLEMENT**  
**DOCUMENT**

1. On March 2, 2011, the Court ordered a stay of litigation in this matter upon the Parties' request and joint stipulation to allow the Parties to draft a consent decree that would reflect the terms of their agreement in principle. [Docket No. 82]. Accordingly, the United States drafted and provided a proposed consent decree to the State of California Department of Transportation ("Caltrans"). The United States' proposed consent decree is currently under review by Caltrans.

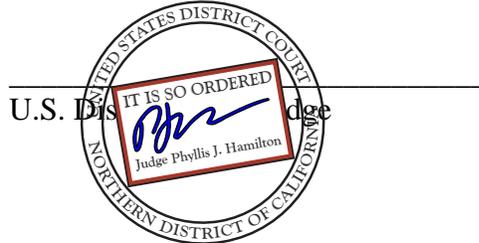
**STIPULATION REQUESTING EXTENSION OF STAY**  
**CASE No. 04-09-CV-00437 PJH**



595 Market Street, Suite 1700  
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**PURSUANT TO STIPULATION, IT IS SO ORDERED.**

Date: 6/13/11



***STIPULATION REQUESTING EXTENSION OF STAY  
CASE No. 04-09-CV-00437 PJH***