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10 UNITED STATES DISTRICT COURT
 11 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 12 OAKLAND DIVISION

)	Case No. 09-cv-01890-CW
ASSOCIATION OF IRRIGATED)	
RESIDENTS, an unincorporated association,)	
Plaintiff,)	STIPULATION TO EXTEND
v.)	ANSWER DEADLINE AND TO
UNITED STATES ENVIRONMENTAL)	CONTINUE INITIAL DISCOVERY,
PROTECTION AGENCY, et al.,)	ADR REQUIREMENTS, AND CASE
Defendants.)	MANAGEMENT CONFERENCE
)	AND
)	ORDER THEREON

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Stipulation to Extend Answer Deadline and to
 Continue Initial Discovery, ADR Requirements,
 and Case Management Conference

Case No. 09-cv-01890-CW

1 WHEREAS, on April 30, 2009, Plaintiff Association of Irritated Residents filed the
2 complaint in the above-captioned matter against Defendants United States Environmental
3 Protection Agency; Lisa P. Jackson, in her official capacity as Administrator of the United States
4 Environmental Protection Agency; and Laura Yoshii, in her official capacity as Acting Regional
5 Administrator for Region IX of the United States Environmental Protection Agency
6 (collectively, "EPA"), alleging that EPA has failed to undertake certain nondiscretionary duties
7 under section 304(a)(2) of the Clean Air Act, 42 U.S.C. § 7604(a)(2);

8 WHEREAS, Plaintiff and EPA seek to resolve this case through private settlement,
9 thereby reducing litigation expenses and preserving the Court's resources, and are currently
10 engaged in settlement discussions;

11 WHEREAS, any final settlement of this case must be approved by authorized officials at
12 the United States Department of Justice and EPA, a process that can take several weeks;

13 WHEREAS, at least 30 days before any final settlement of this matter can be entered,
14 EPA must provide notice of such settlement in the Federal Register and an opportunity for public
15 comment pursuant to section 113(g) of the Clean Air Act, 42 U.S.C. § 7413(g);

16 WHEREAS, no previous requests for extensions of time or continuances have been filed
17 in this case, and the parties believe that the requested extension and continuances below will not
18 adversely affect the schedule of this case;

19 NOW THEREFORE, pursuant to Local Rules 6-2 and 7-12, the parties, by and through
20 their undersigned counsel, hereby stipulate to the following:

21 1. EPA's time for responding to Plaintiff's complaint is extended by 90 days to
22 October 12, 2009;

23 2. The parties' deadline to meet and confer regarding initial disclosures, early
24 settlement, ADR process selection and certification, and discovery planning is continued until
25 October 22, 2009;

26 3. The parties' deadline to file initial disclosures, a Case Management Statement,
27 and a Rule 26(f) Report is continued until December 8, 2009;

