

1 Pursuant to Paragraph 2 of the Consent Decree entered by the Court on January 29, 2010
2 in the above-captioned matter (Dkt. 11) and Federal Rule of Civil Procedure 41(a)(1), the parties
3 to this action, Plaintiff Comite Civico Del Valle, Inc. and Defendant Lisa Jackson, in her official
4 capacity as Administrator of the United States Environmental Protection Agency, et al. (“EPA” or
5 “Agency”), hereby stipulate and agree, through their undersigned counsel, that this action shall be
6 dismissed with prejudice.

7 Paragraph 2 of the Consent Decree provides that the parties will jointly request the Court
8 to dismiss this action with prejudice when the action in Paragraph 1 of the Consent Decree, taken
9 pursuant to section 110(k) of the Clean Air Act, 42 U.S.C. § 9410(k), has been completed.

10 EPA has fulfilled the obligation set forth in Paragraph 1 of the Consent Decree, which
11 required EPA to sign for publication in the Federal Register no later than June 15, 2010 a notice
12 of the Agency’s final action on Imperial County Air Pollution Control District Rules 800 through
13 806. *See* Revisions to the California State Implementation Plan, Imperial County Air Pollution
14 Control District; Final Rule, 75 Fed. Reg. 39,366 (July 8, 2010) (final action dated June 15, 2010).

15 Accordingly, the parties jointly request that this action be dismissed with prejudice.

16 Respectfully submitted,

17 COUNSEL FOR DEFENDANTS:

18 Dated: July 30, 2010

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Environment & Natural Resources Division

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21 /s/ Rochelle L. Russell
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27 Dated: July 30, 2010

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PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: 7/30/10

HON. PHYLLIS J. HAMILTON
UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
JUDGE

