

1 VERA P. PARDEE (State Bar No. 106146)
 2 Center for Biological Diversity
 3 351 California Street, Suite 600
 4 San Francisco, CA 94104
 Telephone: 415.436.9682 ext. 317
 Facsimile: 415.436.9683

5 Attorney for Plaintiff
 6 CENTER FOR BIOLOGICAL DIVERSITY

7 HELEN H. KANG (State Bar No. 124730)
 8 Environmental Law and Justice Clinic
 9 Golden Gate University School of Law
 536 Mission Street
 San Francisco, CA 94105
 Telephone: 415.442.6647
 Facsimile: 415.896.2450

12 Attorney for Plaintiffs
 13 GREENPEACE, INC. and
 PORT TOWNSEND AIRWATCHERS

14 [Counsel for Defendants listed below]

15 UNITED STATES DISTRICT COURT
 16
 17 NORTHERN DISTRICT OF CALIFORNIA
 18
 19 OAKLAND DIVISION

20 CENTER FOR BIOLOGICAL DIVERSITY,)
 GREENPEACE, INC., and PORT)
 21 TOWNSEND AIRWATCHERS,)
 Plaintiffs,)
 22 v.)
 23 UNITED STATES ENVIRONMENTAL)
 24 PROTECTION AGENCY and LISA P.)
 JACKSON, Administrator, United States)
 25 Environmental Protection Agency,)
 26 Defendants,)
 27)

Case No.: C-11-06059 YGR
 Complaint Filed: December 6, 2011
**JOINT CASE MANAGEMENT
 STATEMENT: ~~MODIFIED PROPOSED~~
 ORDER CONTINUING CASE MANAGEMENT
 CONFERENCE**

1 IGNACIA S. MORENO
2 Assistant Attorney General
3 Environment & Natural Resources Division
4 NORMAN L. RAVE, JR. (D.C. 431602)
5 Environmental Defense Section
6 Environment & Natural Resources Division
7 United States Department of Justice
8 P.O. Box 7611
9 Washington, D.C. 20044
10 TEL: (202) 616-7568
11 FAX: (202) 514-8865
12 e-mail: norman.rave@usdoj.gov

13 Attorney for Defendants

14
15 **ORDER [MODIFIED]**


- 16 1. The May 21, 2012 Case Management Conference is **CONTINUED** to **July 2, 2012**.
17 Telephonic appearances will not be allowed.
- 18 2. The Consent Motion to Appear by Telephone at the May 21, 2012 Case Management
19 Conference, Dkt. No. 29, is **DENIED AS MOOT**.
- 20 3. Initial disclosures should be made by May 29, 2012.
- 21 4. Defendants shall provide Plaintiffs with a settlement proposal with a proposed
22 schedule of compliance by May 29, 2012. Along with its settlement proposal Defendants will
23 identify each required task; the time required to perform them; and the bases for the amount of
24 time Defendants propose for performing each task.
- 25 5. The parties shall meet and confer on Defendants' production of their proposed
26 schedule of compliance to determine whether a settlement is likely and to propose a discovery
27 plan on or before June 12, 2012. The parties shall submit to this Court a discovery plan by June
28 14, 2012.
6. Plaintiffs' Position: Unless the parties agree to settle the case or stipulate to an
extension, Defendants shall produce the proposed schedule of compliance (which shall not be
subject to any settlement privilege) to Plaintiffs by June 12, 2012, and identify each required

1 task; the time required to perform each; and the bases for the amount of time Defendants propose
2 for performing each task.

3 Defendants' Position: Unless the parties agree to settle the case or stipulate to an
4 extension, Defendants shall produce a proposed schedule of compliance (which shall not be
5 subject to any settlement privilege) to Plaintiffs by June 12, 2012.

6 7. This Order Terminates Docket Number 29.

7 Dated: May 11, 2012

8 
9 **YVONNE GONZALEZ ROGERS**
10 **UNITED STATES DISTRICT COURT JUDGE**

11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28