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8 UNITED STATES DISTRICT COURT
 9 FOR THE NORTHERN DISTRICT OF CALIFORNIA

10)	
11	OUR CHILDREN’S EARTH FOUNDATION and)	Case No. 3:13-cv-2857-JSW-KAW
12	ECOLOGICAL RIGHTS FOUNDATION,)	STIPULATION TO CONTINUE
13)	HEARING;
14	Plaintiffs,)	[PROPOSED] ORDER
15	v.)	
16)	
17	U.S. ENVIRONMENTAL PROTECTION)	
18	AGENCY, et al.,)	
19)	
20	Defendants.)	
21)	
22)	
23)	

18 Plaintiffs Our Children’s Earth Foundation and Ecological Rights Foundation (“Plaintiffs”),
 19 and Defendants U.S. Environmental Protection Agency and Gina McCarthy, Administrator, U.S.
 20 Environmental Protection Agency (“Defendants”) hereby stipulate and respectfully request a Court
 21 order continuing the hearing on Plaintiffs’ motion for attorneys’ fees and costs currently scheduled
 22 for September 3, 2015.

23 WHEREAS, on February 26, 2015, Plaintiffs filed Motion for Attorneys’ Fees and Costs,
 24 Dkt. # 59, and that motion has been fully briefed;

25 STIPULATION TO CONTINUE HEARING;
 26 [PROPOSED] ORDER

1 WHEREAS, on May 20, 2015, the Court continued the motion hearing on Plaintiffs' motion
2 to September 3, 2015, Dkt. # 70;

3 WHEREAS, undersigned counsel for federal Defendants underwent an unexpected medical
4 procedure on September 2, 2015, and has been instructed not to travel;

5 WHEREAS, undersigned counsel for federal Defendants must undergo another medical
6 procedure in the near future, but that procedure has not yet been scheduled;

7 WHEREAS, undersigned counsel for federal Defendants represents that he requires a
8 continuation of the motions hearing to recover from these medical procedures before he is able to
9 travel for this hearing;

10 NOW THEREFORE, the parties respectfully request that the Court enter the attached order
11 providing Defendants until September 11, 2015 to file a stipulation providing the Court with a list of
12 potential dates to continue the hearing for Plaintiffs' Motion for Attorneys' Fees and Costs, Dkt. #
13 59.

14
15 Respectfully submitted this 2nd day of September, 2015.

16 s/ Jodene Isaacs (as authorized)
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9 **E-FILING ATTESTATION**

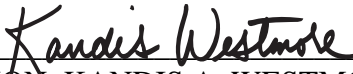
10 Pursuant to Civil Local Rule 5.1(i)(3), I attest that counsel for Defendants has concurred
11 in the filing of this document.

12 s/ John Thomas H. Do
13 JOHN THOMAS H. Do
14 U.S. Department of Justice

[PROPOSED] ORDER

The above STIPULATION TO CONTINUE HEARING is GRANTED. The parties shall have until September 11, 2015 to file a stipulation providing a list of potential dates to continue the hearing on Plaintiffs' Motion for Attorneys' Fees and Costs, Dkt. # 59.

Dated: 9/2/15



HON. KANDIS A. WESTMORE
United States Magistrate Judge