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12 Attorneys for Defendants

13  
 14 **UNITED STATES DISTRICT COURT**  
**FOR THE NORTHERN DISTRICT OF CALIFORNIA**  
 15 **(SAN JOSE DIVISION)**

16 **COUNTY OF SANTA CRUZ, et al.,** )  
 )  
 17 Plaintiffs, )  
 )  
 18 v. )  
 )  
 19 **ERIC H. HOLDER, JR.,** )  
 Attorney General of the United States; )  
 20 **MICHELE LEONHART,** )  
 Acting Administrator of the )  
 21 Drug Enforcement Administration; and )  
 22 **R. GIL KERLIKOWSKE,** )  
 Director of the Office of )  
 National Drug Control Policy, )  
 23 )  
 24 Defendants. )

Civil Action No. 03-1802 JF

ORDER APPROVING  
**JOINT STIPULATION TO CONVERT  
 SETTLEMENT CONFERENCE TO  
 A CASE MANAGEMENT  
 CONFERENCE**

Date: October 30, 2009  
 Time: 11:00 a.m.  
 Courtroom 3, 5<sup>th</sup> Floor  
 Hon. Jeremy Fogel

1 The parties hereby jointly stipulate that the settlement conference, scheduled for  
2 October 30, 2009, at 11:00 a.m., should be converted to a case management conference. In  
3 view of the clarification and guidance issued by the Department of Justice on October, 19,  
4 2009, the parties believe that a case management conference is in order and that a settlement  
5 conference would not be productive at this time. The parties therefore request that this Court  
6 convert the settlement conference to a case management conference. The parties also request  
7 that their respective lead counsels be allowed to participate in the case management  
8 conference by telephone, as has been previously allowed.

9  
10 Respectfully submitted,

11  
12 FOR THE PLAINTIFFS


FOR THE DEFENDANTS

13 /s/ Graham Boyd  
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20 Dated: October 26, 2009

21 PURSUANT TO STIPULATION IT IS SO ORDERED

22  
23   
24 JEREMY FOGEL  
UNITED STATES DISTRICT JUDGE

25 Dated: October 28, 2009