

SUPERIOR COURT OF CALIFORNIA

COUNTY OF SACRAMENTO

MORNING STAR PACKING
COMPANY, et al.

v.

CALIFORNIA AIR RESOURCES
BOARD, et al.

AND RELATED CASE

Case No.: 34-2013-80001464
Related Case No.: 34-2012-80001313

ORDER DENYING APPLICATION FOR
LEAVE TO INTERVENE

Dept.: 29
Judge: Timothy M. Frawley

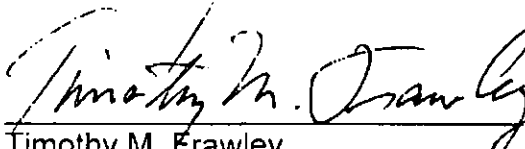
Pursuant to California Code of Civil Procedure section 387(a), the National Federation of Independent Business (NFIB) seeks leave to intervene in this action in support of Petitioners and Plaintiffs Morning Star Packing Company, et al.

NFIB has conferred with counsel for the parties to this proceeding regarding their willingness to consent to this intervention. The parties have executed a stipulation for a proposed order granting NFIB leave to intervene, subject to terms and conditions.

NFIB's application for leave to intervene is hereby denied for the following reasons: (1) the application is not timely; (2) NFIB does not have a direct interest in the litigation; and (3) NFIB's indirect interests in the litigation are adequately represented by the petitioners/plaintiffs already litigating this matter.

SO ORDERED.

Date: July 23, 2013


Timothy M. Frawley
Judge of the Superior Court of California
County of Sacramento

