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20 ECOLOGICAL RIGHTS FOUNDATION

21 UNITED STATES DISTRICT COURT
22 NORTHERN DISTRICT OF CALIFORNIA

23 ECOLOGICAL RIGHTS FOUNDATION, a
24 non-profit corporation,

25 Plaintiff,

26 v.

27 UNITED STATES ENVIRONMENTAL
28 PROTECTION AGENCY,

Defendant.

Case No: 4:18-cv-00394-DMR

STIPULATION FOR ENTRY OF
JUDGMENT

STIPULATION FOR ENTRY OF JUDGMENT

WHEREAS, on July 15, 2021, Plaintiff Ecological Rights Foundation (“EcoRights”) and Defendant United States Environmental Protection Agency (“EPA”) filed a Stipulation and Proposed Order Regarding Withholdings and Dismissal of Claims (Dkt. 115) (“Stipulation”);

WHEREAS, in the Stipulation, the parties noted that they had reached agreement on all outstanding withholdings of documents in the case, that Plaintiff had agreed to dismiss all claims with prejudice, and that the parties desired to memorialize their agreement in the Stipulation;

WHEREAS, the Stipulation also noted that, assuming the Court entered judgment following entry of the stipulated order filed with the Stipulation, the parties agreed that the 14-day timeframe for filing a fees and costs motion after entry of judgment under Federal Rule of Civil Procedure 54(d)(2)(B)(i) and Civil Local Rule 54-5(a) should be extended to allow the parties to try to resolve the fees and costs issue cooperatively;

WHEREAS, on July 16, 2021, the Court entered the order filed with the Stipulation, as modified to require the parties to file a joint stipulated judgment by July 23, 2021;

WHEREAS, the parties have agreed on a form of proposed Judgment, which is attached hereto as Exhibit 1.

NOW THEREFORE, pursuant to Civil Local Rule 7-12, the parties, by and through their undersigned counsel, hereby jointly stipulate and request that the Court enter the proposed Judgment in the form set forth as Exhibit 1.

DATED: July 23, 2021

Respectfully submitted,

STEPHANIE M. HINDS
Acting United States Attorney

/s/ Jevetchius D. Bernardoni
JEVECHIUS D. BERNARDONI
Assistant United States Attorney

Attorneys for Defendant

1 /s/ Christopher Sproul
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7 **ATTESTATION**

8 Pursuant to Civil Local Rule 5-1(i)(3), the filer of this document attests under penalty of perjury
9 that all signatories have concurred in the filing of this document.
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