

1 Squire, Sanders & Dempsey L.L.P.
2 David G. Fromm (CA Bar # 214391)
3 dfromm@ssd.com
4 555 South Flower Street, 31st Floor
5 Los Angeles, CA 90071-2300
6 Telephone: +1.213.624.2500
7 Facsimile: +1.213.623.4581

8 David W. Burchmore (OH Bar # 0034490)
9 *Pro hac vice* admission pending
10 Squire, Sanders & Dempsey L.L.P.
11 4900 Key Tower, 127 Public Square
12 Cleveland, OH 44114
13 +1.216.479.8779
14 Fax: +1.216.479.8780
15 dburchmore@ssd.com

16 Alexandra Dapolito Dunn (DC Bar # 428526)
17 *Pro hac vice* admission pending
18 General Counsel
19 National Association of Clean Water Agencies
20 1816 Jefferson Place, N.W.
21 Washington, D.C. 20036-2505
22 Telephone: +1.202.533.1803
23 Facsimile: +1.202.833.4657

24 Attorneys for Intervenor-Plaintiff
25 National Association of Clean Water Agencies

26 UNITED STATES DISTRICT COURT
27 CENTRAL DISTRICT OF CALIFORNIA

28 NATURAL RESOURCES
DEFENSE COUNCIL,

Plaintiff,

vs.

STEPHEN L. JOHNSON,
ADMINISTRATOR, UNITED
STATES ENVIRONMENTAL
PROTECTION AGENCY, and
UNITED
Injunctive Relief
STATES ENVIRONMENTAL
PROTECTION AGENCY,

Defendant.

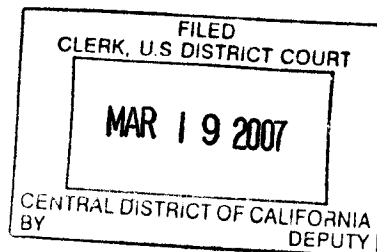
Case No. 2:06-cv-04843-GAF-JTLX)

[PROPOSED] ORDER GRANTING
THE NATIONAL ASSOCIATION OF
CLEAN WATER AGENCIES'
MOTION TO INTERVENE

Judge: The Honorable Gary A. Fees

Hearing Date: January 22, 2007
Hearing Time: 9:30 a.m.
Courtroom: 740

CLEAN WATER ACT CASE



LOGGED

2006 DEC 14 AM 11:38

1 The Motion by the National Association of Clean Water Agencies to
2 Intervene pursuant to Rules 24(a) and (b) of the Federal Rules of Civil Procedure
3 *in the above - entitled court.*
4 came on ~~regularly for hearing before this Court in Courtroom 740 before the~~
5 ~~Honorable Gary A. Fees~~ on January 22, 2007.

6 After full consideration of the evidence, the Memoranda of Points and
7 Authorities and supporting documentation submitted by the parties, the entire file
8 and record in this action,

9 IT IS HEREBY ORDERED that the National Association of Clean Water
10 Agencies' Motion to Intervene as Plaintiff is hereby GRANTED;

11 IT IS FURTHER ORDERED that the Complaint for Declaratory and
12 Injunctive Relief lodged by the National Association of Clean Water Agencies
13 with, and attached to, their Motion to Intervene is deemed filed and served as of the
14 date of this Order.

15 IT IS SO ORDERED.

16 Dated: 3/19/07

PHILIP S. GUTIERREZ

Hon. Gary A. Fees
Judge of the United States District Court
PHILIP S. GUTIERREZ

17
18
19
20
21
22
23
24
25
26
27
28

1 **PROOF OF SERVICE**

2 The undersigned certifies and declares as follows:

3 I am a resident of the State of California and over 18 years of age and am not
4 a party to this action. My business address is 555 South Flower Street, Suite 3100
5 Los Angeles, California 90071-2300, which is located in the county where any
non-personal service described below took place.

6 On December 13, 2006, I served a copy of the following document(s):

7 **[PROPOSED] ORDER GRANTING THE NATIONAL**
8 **ASSOCIATION OF CLEAN WATER AGENCIES' MOTION TO**
INTERVENE

9 on the persons identified on the attached service list:

10 Service was accomplished as follows.

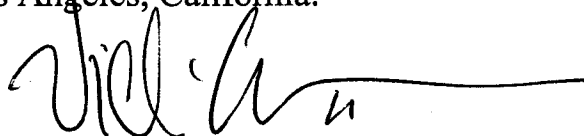
11 **By U.S. Mail, According to Normal Business Practice.** On this date,
12 I sealed the above document(s) in an envelope addressed to the above, and I placed
13 that sealed envelope for collection and mailing following ordinary business
14 practices, for deposit with the U.S. Postal Service. I am readily familiar with the
15 business practice at my place of business for the collection and processing of
correspondence for mailing with the U.S. Postal Service. Correspondence so
collected and processed is deposited the U.S. Postal Service the same day in the
ordinary course of business, postage fully prepaid.

16 **By Facsimile.** On this date, I transmitted the above-mentioned
document(s) by facsimile transmission machine to the parties and facsimile number
set forth above.

17 **By Federal Express Service Carrier.** On this date, I sealed the above
18 document(s) in an envelope or package designated by Federal Express, an express
19 service carrier, addressed to the above, and I deposited that sealed envelope or
20 package in a box or other facility regularly maintained by the express service
carrier, or delivered that envelope to an authorized courier or driver authorized by
the express service carrier to receive documents, located in Los Angeles, California
with delivery fees paid or otherwise provided for.

21 **By Electronic Mail Transmission With Attachment.** On this date, I
22 transmitted the above-mentioned document(s) by electronic mail transmission with
attachment to the parties at the electronic mail transmission number set forth below.

23 I declare under penalty of perjury under the laws of the United States of
24 America that the foregoing is true and correct, and that I am employed in the office
of a member of the bar of this court at whose direction the service was made.
25 Executed on December 13, 2006, at Los Angeles, California.

26 

27 Vicki Scott

Service List

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

David S. Beckman
Natural Resources Defense Council
1314 Second Street
Santa Monica, CA 90401
(310) 434-2300
dbeckman@nrdc.org

Lily N. Chinn, Esq.
U.S. Department of Justice
Environment & Natural Resources Division
P.O. Box 23986
Washington, D.C. 20026-3986
(202) 514-0135
lily.chinn@usdoj.gov

Aaron Colangelo
Natural Resources Defense Council
1200 New York Avenue, N.W.
Suite 400
Washington, D.C. 20005
(202) 289-2376