

KARIN J. IMMERGUT, OSB #96314
United States Attorney
STEPHEN J. ODELL, OSB #90353
Assistant United States Attorney
District of Oregon
600 United States Courthouse
1000 S.W. Third Avenue
Portland, OR 97204-2902
(503) 727-1000

MATTHEW J. McKEOWN
Acting Assistant Attorney General

SETH M. BARSKY, Assistant Chief
ROBERT L. GULLEY, Senior Trial Attorney
(202) 305-0500 (ph)
(202) 305-0275 (fx)
Wildlife & Marine Resources Section
Benjamin Franklin Station, P.O. Box 7369
Washington, DC 20044-7369

COBY HOWELL
Trial Attorney
Wildlife & Marine Resources Section
U.S. Department of Justice
Environment & Natural Resources Division
c/o U.S. Attorney's Office
1000 SW Third Avenue
Portland, OR 97204-2902
(503) 727-1000
(503) 727-1117 (fx)

Attorneys for Defendants

UNITED STATES DISTRICT COURT
DISTRICT OF OREGON

NATIONAL WILDLIFE FEDERATION, *et al.*

Plaintiffs,

v.

NATIONAL MARINE FISHERIES

Civil No. 01-640-RE

**STIPULATION REGARDING
JUNE STATUS CONFERENCE**

STIPULATION

SERVICE, *et al.*

Defendants.

The Court has directed the Defendants to notify the parties and the Court regarding the date when they will provide the parties and the Court an updated proposed action. Dkt. 1326. The Court further directed that Defendants and Plaintiffs should propose a schedule for providing comments on the proposed action and to propose a date for a status conference to discuss the proposed action. *Id.* This notice provides the requested information.

Defendants will provide the parties and the Court an updated proposed action/RPA on May 21, 2007. Any party or *amicus* may file comments on the updated proposed action/RPA with the Court no later than June 11, 2007. The submittal shall be limited to no more than 3 pages. Defendants and Plaintiffs request that the Court set a status conference at 1 p.m. on Wednesday June 20, 2007, to discuss the proposed action/RPA and scheduling for the remainder of the remand. Defendants and Plaintiffs recognize that the Court has preferred to have these conferences on Fridays but request that the Court make an exception in this instance because many of the representatives of the Lower River Tribes and principles from NMFS will be meeting on June 21 and 22 in *United States v. Oregon*.

Defendants and Plaintiffs suggest that the Court require Defendants in the *American Rivers* case to submit a status report on June 1, 2007. They further suggest that comments on that report be submitted on June 11, 2007, and that a status conference be scheduled to begin promptly after the conclusion of the status conference in the instant case.

Dated: March 28, 2007

Respectfully Submitted,

MATTHEW J. McKEOWN

Acting Assistant Attorney General

SETH M. BARSKY
Assistant Chief

/s/ Robert L. Gulley

ROBERT L. GULLEY, Senior Trial
Attorney
(202) 305-0500 (ph)
COBY HOWELL, Trial Attorney
(503) 727-1023 (ph)
Wildlife & Marine Resources Section
Benjamin Franklin Station, P.O. Box 7369
Washington, DC 20044-7369

Attorneys for Defendants

/s/ Todd D. True
TODD D. TRUE (WSB # 12864)
STEPHEN D. MASHUDA (WSB # 36968)
Earthjustice
705 Second Avenue, Suite 203
Seattle, WA 98104
(206) 343-7340
(206) 343-1526 [FAX]

DANIEL J. ROHLF (OSB # 99006)
Pacific Environmental Advocacy Center
10015 S.W. Terwilliger Boulevard
Portland, OR 97219
(503) 768-6707
(503) 768-6642

Attorneys for Plaintiffs

CERTIFICATE OF SERVICE

Pursuant to Local Rule Civil 100.13(c) and Fed. R. Civ. P. 5(d), I certify that on March 28, 2007, the foregoing Stipulation will be electronically filed with the Court's electronic filing system, which will generate automatic service upon all Parties enrolled to receive such notice. The following will be manually served by first class U.S. mail, as noted:

Walter H. Evans, III
Schwabe Williamson Wyatt, P.C.
1211 S.W. Fifth Ave
1600-1800 Pacwest Center
Portland, Oregon 97204
(wevans@schwabe.com)

James W. Givens
1026 F Street
P.O. Box 875
Lewiston, ID 83051

/s Robert L. Gulley
