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6	WILLIAM W. ABBOTT (SBN 083976) GLEN C. HANSEN (SBN 166923)	Deputy	
7	ABBOTT & KINDERMANN, INC. 2100 21st Street		
8	Sacramento, CA 95818 Telephone: (916) 456-9595	EXEMPT FROM FILING FEES	
9	Facsimile: (916) 456-9599 Email: <u>wabbott@aklandlaw.com</u> Email: <u>ghansen@aklandlaw.com</u>	PURSUANT TO GOVERNMENT CODE § 6103	
11			
12	Attorneys for Respondents and Defendant EL DORADO COUNTY BOARD OF	s	
13	SUPERVISORS, COUNTY OF EL DORADO		
14	SUPERIOR COURT OF THE STATE OF CALIFORNIA		
15	IN AND FOR THE COUNTY OF EL DORADO		
16			
17	RURAL COMMUNITIES UNITED, an unincorporated association;	CASE NO. PC20170536	
18	CONSERVE EL DORADO OAKS, an unincorporated association; ELLEN	Assigned for all purposes to: Hon. Dylan M. Sullivan Dept, 9	
19 20	VAN DYKE, an individual; CHERYL LANGLEY, an individual,	STIPULATION AND [PROPOSED] ORDER	
21	Plaintiffs, v.	FOR PARTIAL STAY OF ENFORCEMENT OF WRIT OF MANDAMUS	
22	COUNTY OF EL DORADO:	[CCP § 918]	
23	EL DORADO COUNTY BOARD OF SUPERVISORS, and		
24	DOES 1-25.		
25	Respondents.		
26			
27			
28			

Petitioners Rural Communities United, Conserve El Dorado Oaks, Ellen Van Dyke and Cheryl Langley and Respondents County of El Dorado and the Board of Supervisors jointly submit this stipulation.

RECITALS

- 1. Among other provisions, the terms of the Judgment and Writ suspend the authority of the Respondent ("County") to grant construction permits within the Highway 50 corridor ("Area of Restriction") as defined and mapped by the terms of the Judgment and Writ.
- 2. As a result, the County has suspended issuance of a number of permits which do not involve removal of oak trees or removal of oak woodlands.

STIPULATION

- 3. The parties stipulate to a partial stay of the enforcement of the Judgment and Writ to allow the County to process and approve construction permits which would not result in (a) removal of oak trees or (b) removal or impact to oak woodlands within the area of the mapped Important Biological Corridors ("IBC") running north to south of Highway 50 as depicted on the map attached as Exhibit A to the Writ. The term "oak woodlands" is defined as provided in the County's Oak Resources Management Plan ("ORMP") as "An oak stand with a greater than 10 percent canopy cover or that may have historically supported greater than 10 percent canopy cover (California Fish and Game Code Section 1361)." (AR 183 [ORMP p. 31].) The term "impact to oak woodlands" is defined as provided in the County's Oak Resources Management Plan ("ORMP") as "For oak woodlands, tree and land clearing associated with land development, including, but not limited to, grading, clearing, or otherwise modifying land for roads, driveways, building pads, landscaping, utility easements, fire-safe clearance and other development activities." (AR 181 [ORMP, p. 29].)
- 4. Petitioners' agreement to this stipulation and order shall not be construed as a waiver of any objections that Petitioners may have to the Court taking any action regarding the

1	Peremptory Writ of Mandate issued in the action, including modifying, staying enforcement of, or
2	discharging the Peremptory Writ of Mandate issued in the action.
3	5. Petitioners' agreement to this stipulation and order shall not be construed as a
4	waiver of any objections that Petitioners may have to the County's issuance of any permit.
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6	[SIGNATURES ON FOLLOWING PAGE]
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1	IT IS SO STIPULATED.	
2	LAW OFFICES OF THOMAS N. LIPPE. APC	
3		
4	Dated: 1/20 . 2021 By: THOMAS N. LIPPE	
5	Attorney for Petitioners	
6	RURAL COMMUNITIES UNITED et al.	
7	LAW OFFICES OF MICHAEL W. GRAF	
8		,
9 10	MICHAEL W GRAF	:
11	Attorney for Petitioners RURAL COMMUNITIES UNITED et al	
12		
13	Dated: \m\20 , 2021 ABBOTT & KINDERMANN, INC.	
14	By:///////	
15	WILLIAM W. ABBOTT Attorneys for Respondents	ļ
16	EL DORADO COUNTY BOARD OF SUPERVISORS, COUNTY OF EL DORADO	
17	******	
18	IT IS SO ORDERED that the enforcement of the Judgment and Writ is stayed only insofar	
19	as to allow the County to approve construction permits which would not result in (a) removal of	
20	oak trees or (b) removal or impact to oak woodlands within the area of the mapped Important	
21	Biological Corridors ("IBC") running north to south of Highway 50 as depicted on the map	
22	attached as Exhibit A to the Writ. The terms "oak woodlands" and "impact to oak woodlands"	
23	are defined for the purpose of this Order as they are defined in the Stipulation of the parties set	
24	forth above.	
25	Dated: 01/25/2/ By:	
26	Hon-Bylan M. Sullivan	
27	Judge of the Superior Court El Dorado County Superior Court	
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1	PROOF OF SERVICE		
2	I, Lisa Haddix, declare as follows:		
3	I am employed in the County of Sacramento, over the age of eighteen years and not a party to thi action. My business address is 2100 21st Street, Sacramento, California 95818. On January 21, 2021, I served the foregoing document(s) described as:		
5	CORRESPONDENCE TO JUDGE SULLIVAN DATED JANUARY 21, 2021		
6	STIPULATION AND [PROPOSED] ORDER FOR PARTIAL STAY OF ENFORCEMENT OF WRIT OF MANDAMUS		
7			
8	On the parties stated below, by placing a true copy thereof in an envelope addressed as shown below by the following means of service:		
9	Thomas N. Lippe Attorney for Plaintiff Rural Communities United		
10	LAW OFFICES OF THOMAS N. LIPPE, APC 201 Mission Street, 12th Floor		
11	San Francisco, CA 94105 Tel: (415) 777-5604		
12	Fax: (415) 777-5606 Email: Lippelaw@sonic.net		
13	·		
	Michael W. Graf Attorney for Plaintiff Rural Communities United LAW OFFICES		
14	227 Behrens Street El Cerrito, CA 94530		
15	Tel/Fax: (510) 525-1208 Email: <u>mwgraf@aol.com</u>		
16			
17	BY MAIL: I placed a true copy in a sealed envelope addressed as indicated above on the above-mentioned date. I am familiar with the firm's practice of collection and processing		
18	correspondence for mailing. It is deposited with the U.S. Postal Service on that same day in the ordinary course of business. I am aware that on motion of party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after the date of		
19	deposit for mailing in affidavit.		
20	X BY ELECTRONIC SERVICE [EMAIL]: Sending a true copy of the above-described		
21	document(s) via electronic transmission from email address lhaddix@aklandlaw.com to the persons listed above on January 21, 2021, before 5:00 p.m. The transmission was reported as		
22	complete and without error. [CRC 2.256 (a)(4), 2,260].		
23	BY OVERNIGHT DELIVERY: On the above-mentioned date, I enclosed the documents in a sealed envelope and addressed to the persons listed on the attached service list. I placed the		
24	cuvelope or package for collection with the USPS with overnight delivery instructions following our ordinary business practices.		
25	I declare, under penalty of perjury under the laws of the State of California, that the foregoing is		
26	true and correct. Executed on January 21, 2021, at Sacramento, California.		
27	lisa Haddir		
28	Lisa Haddix		