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UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

19	_____)	
20	REBECCA ALLISON GORDON, JANET AMELIA)	
21	ADAMS and AMERICAN CIVIL LIBERTIES UNION)	
22	FOUNDATION OF NORTHERN CALIFORNIA,)	Case No. C-03-1779 CRB
23	Plaintiffs,)	STIPULATION OF
24	v.)	COMPROMISE AND
25	FEDERAL BUREAU OF INVESTIGATION, <u>et al.</u> ,)	SETTLEMENT OF
26	Defendants.)	PLAINTIFFS' CLAIM
27	_____)	FOR ATTORNEYS' FEES
28		AND COSTS AND
		PROPOSED ORDER

Stipulation of Compromise and Settlement of Claim for
Attorneys' Fees and Costs, Case No. C-03-1779 CRB

1 Subject to approval of the Court, plaintiffs Rebecca Allison Gordon, Janet Amelia Adams
2 and American Civil Liberties Union Foundation of Northern California, and Defendants Federal
3 Bureau of Investigation (FBI), Department of Justice and Transportation Security Administration
4 (TSA) hereby stipulate and agree as follows:
5

6 1. On June 29, 2005, this Court entered in the above-captioned matter a judgment in
7 favor of plaintiffs in part and in favor of defendants in part under the Freedom of Information
8 Act, 5 U.S.C. § 552.
9

10 2. On October 24, 2005, the Court signed a Stipulation and Order which enlarged the
11 time for plaintiffs to file a motion for attorneys' fees until January 15, 2006.

12 3. The parties have now reached an agreement to compromise and settle all claims
13 against defendants for attorney's fees, costs and expenses in this litigation for \$200,000.00, which
14 amount shall be paid by the United States to the American Civil Liberties Union Foundation of
15 Northern California, 1663 Mission Street, Suite 460, San Francisco, California 94103.
16

17 4. Payment of the amount described in paragraph 3 of this Stipulation shall
18 constitute full satisfaction of any and all obligations of the United States for attorney's fees, costs
19 and expenses in this litigation under 5 U.S.C. § 552(a)(4)(E) and any other provision of law
20 authorizing an award of attorney's fees and costs. In consideration of the payment described in
21 paragraph 3 above, plaintiffs, and each of them, hereby waive, forego, and forever discharge the
22 United States, the United States Department of Justice, the Federal Bureau of Investigation, the
23 United States Department of Homeland Security, the Transportation Security Administration,
24 and their agents, employees, successors and assigns, from any and all liability for attorney's fees,
25
26
27
28

1 litigation costs, or any other expenses of any kind that have been or may be incurred in
2 connection with this litigation.

3
4 Dated: January 18, 2006

5 AGREED:

6
7 THOMAS R. BURKE
8 SUSAN E. SEAGER
9 DAVIS WRIGHT TREMAINE LLP

PETER D. KEISLER
Assistant Attorney General

10 KEVIN V. RYAN
11 United States Attorney

12 ALAN L. SCHLOSSER
13 AMERICAN CIVIL LIBERTIES UNION
14 FOUNDATION OF NORTHERN CALIFORNIA

ELIZABETH J. SHAPIRO
JOSEPH W. LOBUE
U.S. DEPARTMENT OF JUSTICE

15 By: *Thomas R. Burke*
16 Attorneys for Plaintiffs Rebecca Allison Gordon,
17 Janet Amelia Adams, and American Civil Liberties
18 Union Foundation of Northern California

19 By: *Joseph W. Lobue*
20 Attorneys for Defendants
21 U.S. Department of Justice,
22 Federal Bureau of Investigation, and
23 Transportation Security Administration

24
25 ORDER

26 Pursuant to the Stipulation of the parties, it is SO ORDERED.

27 Dated: January 24, 2006

28
Honorable Charles R. Breyer
United States District Judge

