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11 **(Additional Counsel Listed on Next Page)**

12 Attorneys for Plaintiffs ENVIRONMENTAL LAW FOUNDATION,
13 OUR CHILDREN'S EARTH FOUNDATION, and
COMMUNITIES FOR A BETTER ENVIRONMENT
14 (additional counsel listed on service page)

15 **IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA**
16 **IN AND FOR THE COUNTY OF SAN FRANCISCO**

17 ENVIRONMENTAL LAW FOUNDATION; OUR
18 CHILDREN'S EARTH FOUNDATION; and
19 COMMUNITIES FOR A BETTER
ENVIRONMENT, On Behalf of the General Public

20 Plaintiffs,

21 v.

22 LAIDLAW TRANSIT INC. dba LAIDLAW
23 EDUCATION SERVICES; LAIDLAW TRANSIT
24 SERVICES, INC.; DURHAM SCHOOL
SERVICES, L.P., and DOES 1 through 100,
25 inclusive,

26 Respondents.

CASE NO.: CGC-06-451832

**NOTICE OF ENTRY OF ORDER
GRANTING MOTION FOR
STIPULATED JUDGMENT**

Date: September 22, 2008

Time: 1:30 p.m.

Judge: Hon. Ernest H. Goldsmith
Dept. 613

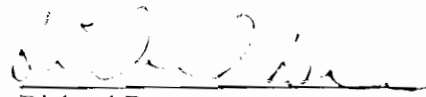
Complaint filed: May 2, 2006

Trial Date: July 21, 2008

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TO ALL PARTIES AND ATTORNEYS OF RECORD IN THIS ACTION:
PLEASE TAKE NOTICE THAT on September 22, 2008 the Honorable Judge Ernest H. Goldsmith entered the attached Order Granting Motion for Stipulated Judgment.

Respectfully submitted,



Richard Drury
Attorney for Plaintiffs

1 **Proof of Service**

2 I am employed in the County of Alameda, California. I am over the age of 18 and not a party to
3 this action. My business address is 1516 Oak Street, Suite 216, Alameda, CA 94501.

4 On September 24, 2008 I served the foregoing document described as:

5 **NOTICE OF ENTRY OF ORDER GRANTING MOTION FOR STIPULATED**
6 **JUDGMENT**

7 on the parties listed below by Electronic Mail or other manner noted:

8 Todd Maiden (tmaiden@reedsmith.com);
9 Mark Fogelman (mfogelman@reedsmith.com);
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I declare under penalty of perjury of the laws of the California that the foregoing is true and correct and that this was executed on September 24, 2008 in Alameda, California.


Richard Drury

1 RUSSELL W. BUDD (Texas Bar No. 03312400)
LAURA BAUGHMAN (Texas Bar No. 00791846)
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(Additional Counsel Listed on Next Page)

12 Attorneys for Plaintiffs ENVIRONMENTAL LAW FOUNDATION,
13 OUR CHILDREN'S EARTH FOUNDATION, and
14 COMMUNITIES FOR A BETTER ENVIRONMENT

15 **IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA**
16 **IN AND FOR THE COUNTY OF SAN FRANCISCO**

17 ENVIRONMENTAL LAW FOUNDATION; OUR
CHILDREN'S EARTH FOUNDATION; and
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19 Plaintiffs,

20 v.

21 LAIDLAW TRANSIT INC. dba LAIDLAW
22 EDUCATION SERVICES; LAIDLAW TRANSIT
23 SERVICES, INC.; DURHAM SCHOOL
24 SERVICES, L.P.; and DOES 1 through 100,
inclusive,

25 Defendants.

**ENDORSED
FILED**
San Francisco County Superior Court

SEP 22 2008

GORDON PARK-LI, Clerk
BY: DAVID SWANSON
Deputy Clerk

CASE NO.: CGC-06-451832

~~[PROPOSED]~~ ORDER GRANTING
MOTION FOR COURT APPROVAL OF
PARTIES JOINT STIPULATED
JUDGMENT

Date: September 22, 2008

Time: 1:30 p.m.

Dept: 613

Hon. Ernest H. Goldsmith

Complaint filed: May 2, 2006

Trial Date: July 21, 2008

1 (Continuation of listing of additional counsel)

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3 LYNNE R. SAXTON (State Bar No. 226210)

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28

1 Plaintiffs' Motion for Court Approval of the Parties' Joint Stipulated Judgment ("Motion for
2 Settlement Approval") came on regularly for hearing before this Court on September 22, 2008, the
3 Honorable Ernest H. Goldsmith presiding, with attorneys for all plaintiffs and all defendants having had
4 the opportunity to be heard by this Court. After considering the moving papers, reply papers, supporting
5 declarations, related documents submitted herewith, all pleadings on file herein, all materials on file with
6 the Court in this action, oral argument of the parties, and the written comments of the California Attorney
7 General (submitted as Exhibit B to the Supplemental Declaration of Richard Drury in Support of Motion
8 for Approval of Stipulated Judgment Between All Plaintiffs and Laidlaw Defendants), and other matters
9 presented to the Court, GOOD CAUSE APPEARING THEREFOR, this Court GRANTS the Motion for
10 Settlement Approval, and makes the following findings pursuant to California Health & Safety Code
11 section 25249.7(f)(4) and 11 Cal.Code Regs. Section 3201, et seq.:

- 12 A. The warning required by the Stipulated Judgment complies with Proposition 65;
- 13 B. The award of attorney's fees and costs provided in the Stipulated Judgment is reasonable
14 under California law;
- 15 C. The penalty provided by the Stipulated Judgment is reasonable.

16 In addition, the Court finds that the Stipulated Judgment is in the public interest.

17 Therefore, for the foregoing reasons, the Stipulated Judgment (as amended and filed with the
18 Court on September 15, 2008) shall be entered as the Judgment of this Court.

19 **IT IS SO ORDERED**

20
21 **Date:** 9-22-08

22 **ERNEST H. GOLDSMITH**
23 _____
24 **Honorable Ernest H. Goldsmith**
25 **Judge of the Superior Court**

1 **Proof of Service**

2 I am employed in the County of Alameda, California. I am over the age of 18 and not a party to
3 this action. My business address is 1516 Oak Street, Suite 216, Alameda, CA 94501

4 On September 22, 2008 I served the foregoing document described as:

5 **[PROPOSED] ORDER GRANTING MOTION FOR COURT APPROVAL OF**
6 **PARTIES JOINT STIPULATED JUDGMENT**

7 on the parties listed below by **Electronic Mail Only** or other method as noted:

8 Todd Maiden (tm Maiden@reedsmith.com); Mark Fogelman (mfogelman@reedsmith.com); Eric McLaughlin
9 (emcloughlin@reedsmith.com); Jesse Miller (jessemiller@reedsmith.com)
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Law Office of April Strauss
2500 Hospital Drive., Suite 3B
Mountain View, CA 94040

I declare under penalty of perjury of the laws of the California that the foregoing is true and correct and
that this was executed on September 22, 2008 in San Francisco, California.

Richard Drury