

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

CONCERNED PASTORS FOR SOCIAL
ACTION; MELISSA MAYS;
AMERICAN CIVIL LIBERTIES UNION
OF MICHIGAN; and NATURAL
RESOURCES DEFENSE COUNCIL,
INC.,

Plaintiffs,

v.

NICK A. KHOURI, in his official
capacity as Secretary of Treasury of the
State of Michigan; FREDERICK
HEADEN, in his official capacity as
Chairperson of the Flint Receivership
Transition Advisory Board; MICHAEL
A. TOWNSEND, in his official capacity
as Member of the Flint Receivership
Transition Advisory Board; JOEL
FERGUSON, in his official capacity as
Member of the Flint Receivership
Transition Advisory Board; MICHAEL
A. FINNEY, in his official capacity as
Member of the Flint Receivership
Transition Advisory Board; SYLVESTER
JONES, in his official capacity as City
Administrator; and CITY OF FLINT,

Defendants. _____ /

Case No. 16-10277

Hon. David M. Lawson

Mag. J. Stephanie Dawkins Davis

STIPULATION

Plaintiffs and Defendants in the above-captioned matter, along with the State of Michigan and the Michigan Department of Environmental Quality, have agreed to a resolution of this case. Plaintiffs and Defendants, along with the State of

Michigan and the Michigan Department of Environmental Quality, therefore hereby stipulate to the Court's entry of an order that: (a) incorporates the terms of the Settlement Agreement attached as Exhibit 1; (b) retains jurisdiction to enforce the terms of the Settlement Agreement; and (c) dismisses the case with prejudice pursuant to Federal Rule of Civil Procedure 41(a)(2). This stipulation is in accord with Federal Rule of Civil Procedure 41(a)(2).

Plaintiffs and Defendants, along with the State of Michigan and the Michigan Department of Environmental Quality, further request a hearing on this Stipulation and the attached Settlement Agreement.

Dated: March 27, 2017

Respectfully submitted,

/s/ Dimple Chaudhary

Dimple Chaudhary
Jared E. Knicley
Natural Resources Defense Council
1152 15th Street, NW, Suite 300
Washington, DC 20005
(202) 289-2385
dchaudhary@nrdc.org
jknicley@nrdc.org

Sarah C. Tallman
Natural Resources Defense Council
20 North Wacker Drive, Suite 1600
Chicago, IL 60606
(312) 651-7918
stallman@nrdc.org

Michael E. Wall
Natural Resources Defense Council
111 Sutter Street, 21st Floor

/s/ Richard Kuhl (with consent)

Richard S. Kuhl (P42042)
Nathan A. Gambill (P75506)
Environment, Natural Resources, and
Agriculture Division
Michael F. Murphy (P29213)
Joshua O. Booth (P53847)
State Operations Division
Assistant Attorneys General
G. Mennen Williams Building
525 West Ottawa Street
Lansing, MI 48933
(517) 373-7540
kuhrl@michigan.gov
gambilln@michigan.gov
murphym2@michigan.gov
boothj2@michigan.gov

*Counsel for Defendant State Treasurer,
Defendant Members of the Flint*

San Francisco, CA 94104
(415) 875-6100
mwall@nrdc.org

*Counsel for Plaintiffs Concerned
Pastors for Social Action, Melissa
Mays, and Natural Resources Defense
Council, Inc.*

/s/ Michael J. Steinberg
Michael J. Steinberg (P43085)
American Civil Liberties Union Fund of
Michigan
2966 Woodward Avenue
Detroit, MI 48201
(313) 578-6814
msteinberg@aclumich.org

*Counsel for Plaintiff American Civil
Liberties Union of Michigan*

/s/ Glenn M. Simmington
Glenn M. Simmington (P33626)
Law Office of Glenn M. Simmington,
PLLC
Mott Foundation Building
503 South Saginaw Street, Suite 1000
Flint, MI 48502
(810) 600-4211
gsimmington@gmail.com

Counsel for Plaintiff Melissa Mays

*Receivership Transition Advisory
Board, Michigan Department of
Environmental Quality, and the State of
Michigan*

/s/ Sheldon H. Klein (with consent)
Frederick A. Berg, Jr. (P38002)
Sheldon H. Klein (P41062)
150 West Jefferson Street, Suite 100
Detroit MI 48226
(313) 225-7000
bergf@butzel.com
klein@butzel.com

Counsel for Defendant City of Flint

/s/ William Y. Kim (with consent)
William Y. Kim (P76411)
City of Flint Law Department
1101 South Saginaw Street, 3rd Floor
Flint MI 48502
(810) 766-7146
wkim@cityofflint.com

*Counsel for Defendants City of Flint
and Sylvester Jones*

/s/ Eugene Driker (with consent)
Eugene Driker (P12959)
Todd R. Mendel (P55447)
Special Assistant Attorneys General for
Governor Richard D. Snyder
Barris, Sott, Denn & Driker, PLLC
333 West Fort Street, Suite 1200
Detroit, MI 48226
(313) 965-9725
edriker@bsdd.com
tmendel@bsdd.com

Counsel for Richard D. Snyder,

Governor of the State of Michigan

CERTIFICATE OF SERVICE

I hereby certify that on March 27, 2017, I electronically filed the foregoing Stipulation and attached Settlement Agreement with the Clerk of the Court using the ECF system, and I hereby certify that I also transmitted the foregoing Stipulation and attached Settlement Agreement by electronic mail to all signatories to the Stipulation.

/s/Dimple Chaudhary

Dimple Chaudhary
Natural Resources Defense Council
1152 15th Street, NW, Suite 300
Washington, DC 20005
(202) 289-2385
dchaudhary@nrdc.org