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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

MARIA SANTILLAN, et al.  
Plaintiffs,  
v.  
MICHAEL B. MUKASEY, Attorney  
General of the United States; et al.  
Defendants;  
and,  
TERESA D. PADILLA, et al.,  
Plaintiffs  
v.  
TOM RIDGE, Secretary of Homeland  
Security, et al.,  
Defendants

Case No. C-04-2686 MHP  
Case No. C-08-1531 MHP

~~PROPOSED~~ ORDER GRANTING  
JOINT MOTION TO CONSOLIDATE  
THE SANTILLAN AND PADILLA  
CASES AND TO RE-CERTIFY THE  
CLASS

Hearing Date: June 16, 2008  
Time: 2:00 p.m.  
Courtroom: 15  
  
Hon. Marilyn Hall Patel

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On June 16, 2008, this Court held a hearing on the parties' Joint Motion to Consolidate the *Santillan* and *Padilla* Cases and to Re-certify the Class. Upon full consideration of all submitted papers and oral arguments in support of the Joint Motion, and for good cause shown, IT IS HEREBY ORDERED that the parties' Joint Motion to Consolidate the *Santillan* and *Padilla* Cases and to Re-certify the Class is GRANTED as follows:

1. *Padilla, et al. v. Ridge, et al.*, No. C-08-1531 MHP is hereby consolidated with *Santillan, et al. v. Mukasey, et al.*, No. C-04-2686 MHP.
2. The previously certified classes in the *Santillan* and *Padilla* cases are decertified and a single class is certified as follows:

All persons who have been or will be granted lawful permanent resident status prior to termination of this Stipulation by the EOIR, through the Immigration Courts or the BIA, and to whom the USCIS has failed to issue evidence of registration as a lawful permanent resident, with the exception that the class excludes the 34 named plaintiffs in *Lopez-Amor v. U.S. Attorney General*, No 04-CV-21685 (S.D. Fla.).

IT IS SO ORDERED.

Dated: June 16, 2008

