

THE STATE OF TEXAS           §  
COUNTY OF FORT BEND       §

**ORDER AUTHORIZING EXECUTION OF WAIVER**


On this 22<sup>nd</sup> day of AUGUST, 2017, the Commissioners Court of Fort Bend County, Texas, being convened at a regular meeting of the Court, sitting as the governing body of Fort Bend County, upon motion of Commissioner PATTERSON, seconded by Commissioner Meyers, duly put and carried, IT IS HEREBY ORDERED that:

The Fort Bend County Attorney's Office is hereby authorized to negotiate the complete terms and provisions for the execution of a Waiver by Fort Bend County, Texas of its rights to seek injunctive relief against any of the Defendants in its pending lawsuit filed in the 268th Judicial District Court of Fort Bend County, Texas in Cause Number 15-DCV-226954 (which civil case has been transferred to the *In Re: Volkswagen Clean Diesel* Texas MDL in Travis County, Texas for pre-trial proceedings<sup>1</sup>), any such Waiver to be executed in connection with Fort Bend County's participation in projects funded by the Environmental Mitigation Trust Fund (established under the United States' and California's entry into the First Partial Consent Decree and the Second Partial Consent Decree (the "Consent Decrees") with *Volkswagen AG, et al.* in the federal district court of California.

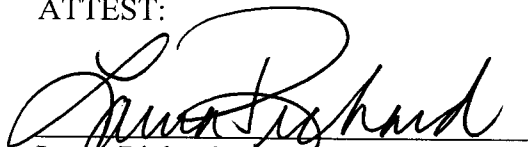
It is expressly understood and has been agreed that any execution of any such Waiver does not waive, and Fort Bend County expressly reserves, its rights to seek any and all applicable fines and penalties in Cause Number 15-DCV-226954.

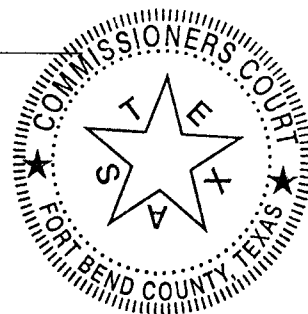
The County Judge is authorized to execute and deliver any Waiver of rights to injunctions recommended for approval by the County Attorney in Cause Number 15-DCV-226954, and to approve such terms and provisions for Fort Bend County's participation in projects funded by the above-described Environmental Mitigation Trust Fund.

**FORT BEND COUNTY**

  
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Robert E. Hebert, County Judge

ATTEST:

  
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Laura Richard, County Clerk



<sup>1</sup> Cause No. D-1-GN-16-000370 in the 353<sup>rd</sup> Judicial District Court of Travis County, Texas.