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10 Attorneys for Plaintiff  
 Courthouse News Service

11  
 12 **IN THE UNITED STATES DISTRICT COURT**  
 13 **FOR THE CENTRAL DISTRICT OF CALIFORNIA**  
 14 **WESTERN DIVISION**

15 Courthouse News Service,

16 Plaintiff,

17 vs.

18 Michael Planet, in his official capacity as  
 Court Executive Officer/Clerk of the  
 19 Ventura County Superior Court,

20 Defendant.

Case No. CV11-08083 R (MANx)

**STIPULATION TO CONTINUE  
 MOTION HEARING DATE AND  
 SETTING BRIEFING SCHEDULE**

BRYAN CAVE LLP  
 560 MISSION STREET, 25TH FLOOR  
 SAN FRANCISCO, CA 94105-2994

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**STIPULATION**

1  
2 WHEREAS, Plaintiff Courthouse News Service (“Courthouse News”) filed  
3 on June 3, 2014, an Amended Complaint for Injunctive and Declaratory Relief that  
4 included a single count for violation of U.S. Const. Amend. I and 42 U.S.C. § 1983  
5 (Dkt. 58); and

6 WHEREAS, Courthouse News filed its Amended Complaint pursuant to a  
7 stipulation filed May 28, 2014 (Dkt. 56), and the Court’s Order dated June 2, 2014  
8 (Dkt. 57); and

9 WHEREAS Defendant Michael Planet, in his official capacity as court  
10 executive officer/clerk of the Ventura County Superior Court (“Ventura Superior”)   
11 responded to the Amended Complaint by filing a Motion to Dismiss Amended  
12 Complaint (“Motion”) on June 24, 2014 (Dkt. 61), and subsequently filed a Notice  
13 of Errata on June 30, 2014 (Dkt. 62); and

14 WHEREAS, Ventura Superior noticed the Motion for hearing on August 4,  
15 2014, at 10:00 a.m., and based on this hearing date Courthouse News’ opposition to  
16 the Motion is currently due July 14, 2014, and Ventura Superior’s reply currently is  
17 due July 21, 2014; and

18 WHEREAS, Courthouse News’ lead counsel, Rachel Matteo-Boehm, will be  
19 unavailable during July 5-13, 2014, due to a previously scheduled and pre-paid  
20 vacation, which conflicts with the period of time in which Courthouse News must  
21 prepare and file its opposition to the Motion based on the current hearing date of  
22 August 4, 2014; and

23 WHEREAS, the parties previously conferred regarding Courthouse News’  
24 counsel’s unavailability during their Rule 26(f) conference, and the parties have  
25 subsequently conferred regarding a continuance of the hearing date on the Motion  
26 and a briefing schedule that does not conflict with the unavailability of Courthouse  
27 News’ counsel; and

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SAN FRANCISCO, CA 94105-2994

1           WHEREAS, the parties have also conferred regarding a modified briefing  
2 schedule for the Motion that would afford both Courthouse News and Ventura  
3 Superior additional time to prepare their opposition and reply papers, respectively,  
4 and the parties have agreed to a modified briefing schedule whereby they would  
5 each have an additional week to prepare their respective opposition and reply  
6 papers; and

7           WHEREAS, the parties agree that the hearing date on the Motion should be  
8 continued to August 18, 2014, at 10:00 a.m.; and

9           WHEREAS, the parties agree that Courthouse News' opposition to the  
10 Motion should be due July 21, 2014, and Ventura Superior's reply in support of the  
11 Motion should be due August 4, 2014;

12           NOW, THEREFORE, for good cause shown, the parties stipulate that the  
13 hearing on Ventura Superior's Motion should be continued to August 18, 2014, at  
14 10:00 a.m., that Courthouse News' opposition to the Motion shall be due July 21,  
15 2014, and Ventura Superior's reply in support of the Motion shall be due August 4,  
16 2014.

17           STIPULATED AND AGREED TO:

18  
19 Dated: June 30, 2014

By:           /s/ Jonathan G. Fetterly            
Jonathan G. Fetterly  
Attorneys for Plaintiff  
Courthouse News Service

20  
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22  
23 Dated: June 30, 2014

By:           /s/ Erica L. Reilley            
Erica L. Reilley  
Attorneys for Defendant  
Michael Planet, in his official capacity  
as Court Executive Officer/Clerk of  
Court of the Ventura County Superior  
Court

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**ATTESTATION**

Pursuant to L.R. 5-4.3.4, I hereby attest that all other signatories listed, and on whose behalf this filing is submitted, concur in the filing's content and have authorized the filing.

Dated: June 30, 2014

By: /s/ Jonathan G. Fetterly  
Jonathan G. Fetterly

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PROOF OF SERVICE  
FRCIVP 5(B)

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action. My business address is 120 Broadway, Suite 300, Santa Monica, CA 90401-2382.

On June 30, 2014, I served the foregoing document described as **STIPULATION TO CONTINUE MOTION HEARING DATE AND SETTING BRIEFING SCHEDULE** on the interested party in this action by placing a true and correct copy thereof enclosed in a sealed envelope addressed as follows:

**SEE ATTACHED SERVICE LIST**

BY MAIL: I am “readily familiar” with the firm’s practice of collection and processing correspondence for mailing. Under that practice it would be deposited with U.S. postal service on that same day with postage thereon fully prepaid at Santa Monica, California in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

BY FEDERAL EXPRESS: I caused said document to be sent via Federal Express to the addressee as indicated on the attached service list.

BY ELECTRONIC MAIL: I caused the above-referenced document to be served to the addressee on the attached service list via electronic mail.

Executed on June 30, 2014, at Santa Monica, California.

(FEDERAL) I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

  
GERI ANDERSON

**SERVICE LIST**

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