

1 KASOWITZ, BENSON, TORRES & FRIEDMAN LLP
 Brian P. Brosnahan (SBN 112894)
 2 Jacob N. Foster (SBN 250785)
 101 California Street, Suite 2300
 3 San Francisco, CA 94111
 Telephone: (415) 421-6140
 4 Facsimile: (415) 398-5030

5 LAWYERS' COMMITTEE FOR CIVIL RIGHTS
 Robert Rubin (SBN 85084)
 6 131 Steuart Street, Suite 400
 San Francisco, California 94105
 7 Telephone: (415) 543-9444
 Telecopier: (415) 543-0296

8 Attorneys For Plaintiff
 9 THE COMMITTEE CONCERNING COMMUNITY IMPROVEMENT

10 UNITED STATES DISTRICT COURT
 11 EASTERN DISTRICT OF CALIFORNIA

12 THE COMMITTEE CONCERNING
 13 COMMUNITY IMPROVEMENT, et al.,
 14 Plaintiffs,
 15 v.
 16 CITY OF MODESTO, et al.
 17 Defendants.

Case No.: Civ. F-04-6121 LJO DLB

STIPULATION AND ORDER

Action filed: August 18, 2004

Hearing date: None

Judge: The Honorable Lawrence J. O'Neill

KASOWITZ, BENSON, TORRES & FRIEDMAN LLP
 101 CALIFORNIA STREET, SUITE 2300
 SAN FRANCISCO, CALIFORNIA 94111

28

1 WHEREAS, on October 4, 2010, Plaintiffs filed the Fourth Amended Complaint pursuant
2 to the stipulation of the parties and Order of the Court;

3 WHEREAS, on October 21, 2010, Defendants County of Stanislaus and Stanislaus County
4 Sheriff filed and served a Motion to Dismiss the Fourth Amended Complaint and Motion to Strike
5 (the “County’s Motion”), which was joined by Defendant City of Modesto and Defendant
6 Consolidated Emergency Dispatch Agency (“SR911”);

7 WHEREAS, on October 21, 2010, SR911 also filed and served its own Motion to Dismiss
8 the Fourth Amended Complaint on the grounds that Plaintiffs abandoned SR911 as a party
9 (“SR911’s Motion”);

10 WHEREAS, oral argument on the County’s Motion and SR911’s Motion are currently
11 scheduled before the Court on November 22, 2010;

12 WHEREAS, Plaintiffs wish to have additional time to brief their opposition to the
13 County’s Motion and SR911’s Motion because of scheduling conflicts and ongoing discovery and
14 settlement practice, Defendants wish to have additional time to brief their replies, and the parties
15 have conferred and agreed to a new briefing schedule and hearing date thereon.

16 IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned counsel
17 for the parties:

18 1. The hearing date for the County’s Motion and SR911’s Motion shall be reset for
19 Wednesday, December 15, 2010, and oral argument shall be set for 8:30 a.m. on that date.

20 2. The briefing schedule for both the County’s Motion and SR911’s Motion shall be
21 as follows:

- 22 • Opposition due: Wednesday, November 24, 2010
 - 23 • Reply due: Wednesday, December 8, 2010
- 24
25
26
27
28

1 Dated: November 2, 2010

KASOWITZ, BENSON, TORRES & FRIEDMAN LLP
101 California Street, Suite 2300
San Francisco, CA 94111
Telephone: (415) 421-6140
Facsimile: (415) 398-5030
Attorneys for Plaintiffs

5 By: /s/ Brian P. Brosnahan

6 Dated: November 2, 2010

PORTER SCOTT
A Professional Corporation
350 University Avenue, Suite 200
Sacramento, CA 95825
(916) 929-1481
*Attorneys for Defendants County of Stanislaus and
Stanislaus County Sheriff*

11 By: /s/ Terence J. Cassidy

12 Dated: November 2, 2010

HOWREY LLP
550 S. Hope Street, Suite 1100
Los Angeles, CA 90071
Telephone: (213) 892-1800
Facsimile: (213) 892-2300
Attorneys for Defendant City of Modesto

15 By: /s/ Richard J. Burdge, Jr.

17 Dated: November 2, 2010

MORENO & RIVERA LLP
1415 River Park Drive
Suite 145
Sacramento, CA 95815
Telephone: (916) 922-1200
Facsimile: (916) 922-1301
*Attorneys for Defendant Consolidated Emergency Dispatch
Agency*

22 By: /s/ Jesse M. Rivera

23 IT IS SO ORDERED:

25 Dated: November 3, 2010

/s/ Lawrence J. O'Neill

Hon. Lawrence J. O'Neill

UNITED STATES DISTRICT JUDGE