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5 Attorneys for the County of Merced,
 6 Merced County Sheriff's Department, Deputy Sheriff
 John McKnight, and Deputy Sheriff Jason Cope

7 United States District Court
 8 Eastern District of California

9 Guadalupe Gonzalez,
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 11 Plaintiffs,
 12 vs.

13 Merced County, Merced County Sheriff's
 14 Department, John McKnight, individually and
 15 in his capacity as a Merced County Sheriff's
 16 Deputy; Jason Cope, individually and in his
 17 capacity as a Merced County Sheriff's
 18 Deputy; DOES I-50, inclusive,
 19 Defendants.

CASE NO. 1:07-CV-01146-OWW-SMS

Order on Motion to Continue Trial

Date: July 13, 2009
Time: 10:00 a.m.
Courtroom: 3
Judge Oliver W. Wanger

Trial Date: August 18, 2009

19 On July 13, 2009, plaintiff's motion to continue trial came on for hearing in
 20 Courtroom 3 of the above entitled court, the Honorable Oliver W. Wanger presiding.
 21 Ismael Perez appeared telephonically on behalf of the plaintiff, Guadalupe Gonzalez.
 22 Roger S. Matzkind of the office of the County Counsel, County of Merced, appeared on
 23 behalf of the County of Merced, Jon McKnight and Jason Cope. The court considered the
 24 records, pleadings, and files herein, as well as the argument of all present.

25 GOOD CAUSE HAVING BEEN SHOWN THEREFOR, THE COURT NOW
 26 ORDERS AS FOLLOWS:

- 27 1. The motion to continue the trial date is denied.
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- 2. Subject to objection, plaintiff may use a video deposition of Dr. MacWhorter at trial.
- 3. The deposition will be taken at plaintiff's expense with each party to bear their own travel expenses.
- 4. The Jury trial date remains August 18, 2009.

APPROVED AS TO FORM.

Date: July 16, 2009

Law Offices of Ismael Perez

/s/ Ismael Perez
 Ismael Perez,
 Attorney for Plaintiff, Guadalupe Gonzalez

IT IS SO ORDERED:

Date: 7/16/2009

/s/ OLIVER W. WANGER
 OLIVER E. WANGER
 UNITED STATES DISTRICT JUDGE