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CHIEF JIM ZULIM and SGT. MCFADDEN

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA**

CHESTER S. GARBER, BETTY C.	)	CASE NO.1:09-cv-00242-AWI-GSA
TING, EMILIA C. TING, M.D., EMILIA)	
C. TING, M.D., INC., GARBER T.	)	STIPULATION TO CONTINUE HEARING
SERVICES CO., INC., AND GOLDEN	)	ON MOTION TO DISMISS AND ORDER
VALLEY AERO, INC.,	)	THEREON
Plaintiffs,)	
vs.)	
CITY OF CLOVIS; ABBY SPENCER,	)	DATE: June 28, 2010
SGT. McFADDEN; POLICE CHIEF JIM	)	TIME: 1:30 p.m.
ZULIM in Their Individual and Official	)	CTRM: Two
Capacities; and DOES 1-75, Inclusive,	)	The Honorable Anthony W. Ishii
Defendants.)	
	)	Complaint Filed: 02/05/2009
	)	Trial Date: 01/24/2012

TO THIS HONORABLE COURT,

The parties herein have agreed to continue the hearing on Defendants ABBY SPENCER,
MATT McFADDEN, CHIEF JIM ZULIM, and CITY OF CLOVIS, Motion to Dismiss
Plaintiffs' First Amended Complaint.

Currently, the hearing is set to go forward on June 28, 2010 at 1:30 p.m., the parties
would like the matter to be continued to July 26, 2010 at 1:30 p.m., or as soon thereafter as the
court is able to hold a hearing on the matter.

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1 **IT IS SO STIPULATED.**

2 Dated: June 7, 2010

WEAKLEY, ARENDT & McGUIRE, LLP

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4 By: /s/ Valerie J. Velasco
5 James D. Weakley
6 Valerie J. Velasco
7 Attorney for Defendants

8 Dated: June 7, 2010

THE LAW OFFICE OF JACOB M. WEISBERG

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10 By: /s/ Jacob M. Weisberg
11 Jacob M. Weisberg
12 Attorney for Plaintiffs

13 **ORDER**

14 The Court hereby GRANTS the parties's stipulation to continue the hearing on
15 Defendants' Motion to Dismiss Plaintiffs' First Amended Complaint currently set to be held on
16 June 28, 2010, at 1:30 p.m., in Courtroom 2, before the Honorable Judge Anthony W. Ishii. The
17 court will vacate the current hearing date and the hearing shall proceed on July 26, 2010, at 1:30
18 p.m.

19 **IT IS SO ORDERED.**

20 **Dated: June 8, 2010**

/s/ Anthony W. Ishii
CHIEF UNITED STATES DISTRICT JUDGE