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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

MAUREEN ABSTON, individually, and as Personal Representative of the Estate of RICHARD ABSTON; COREY ABSTON; JACY ABSTON; LINDA ABSTON,

Plaintiffs,

vs.

CITY OF MERCED, a municipal corporation; RUSS THOMAS, in his capacity as Sheriff for the CITY OF MERCED; J. HART, individually and in his capacity as a police officer for CITY OF MERCED; B. DALIA, individually, and in his capacity as a police officer for the CITY OF MERCED; N. ARELLANO, individually and her capacity as a police officer for the CITY OF MERCED; S. KENSEY, individually; and DOES 1-25, inclusive,

Defendants.

Case No.
1:09-CV-00511-OWW-MJS
STIPULATION TO CONTINUE
MANDATORY SETTLEMENT
CONFERENCE
AND
ORDER THEREON

SETTLEMENT CONFERENCE
RESET FOR

Date: March 24, 2011
Time: 1:30 p.m.
Location: Courtroom 6

The parties to the above-captioned action, through their respective counsel, hereby stipulate to continue the mandatory settlement conference currently scheduled for December 15, 2010, at 9:00 a.m., to March 10 or 24, 2011, at 1:30 p.m., in Courtroom 6 of the above-entitled Court. The grounds for this stipulation are that Defendants intend to file a motion for summary judgment, or in the alternative, summary adjudication, by the January 7, 2011 filing deadline, and the parties believe that the interests of economy and effectiveness would best be served if the mandatory settlement conference were to take place after the hearing of said motion.

1 SO STIPULATED.
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Dated: December 10, 2010.

4 LOW, BALL & LYNCH
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7 By /s/ Dirk D. Larsen
8 DALE L. ALLEN, JR.
DIRK D. LARSEN
9 Attorneys for Defendants
CITY OF MERCED; RUSS THOMAS; J. HART;
B. DALIA; N. ARELLANO
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Dated: December 10, 2010.

12 LAW OFFICES OF JOHN L. BURRIS
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15 By /s/ Benjamin Nisenbaum
16 JOHN L. BURRIS
17 BENJAMIN NISENBAUM
18 Attorneys for Plaintiffs MAUREEN ABSTON,
19 individually, and as Personal Representative of the
Estate of RICHARD ABSTON; COREY ABSTON;
JACY ABSTON; LINDA ABSTON
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ORDER

Pursuant to the stipulation of the parties herein, IT IS HEREBY ORDERED that the mandatory settlement conference currently scheduled for December 15, 2010, be continued to March 24, 2011, at 1:30 p.m., in Courtroom 6 of the above-entitled Court.

IT IS SO ORDERED.

Dated: December

, 2010.

/s/ Michael J. Leng
UNITED STATES MAGISTRATE JUDGE