

1 DAVID M. HELBRAUN (SBN 129840)
HELBRAUN LAW FIRM
 2 351 California Street, Suite 900
 San Francisco, California 94104
 3 Telephone: (415) 982-4000
 Facsimile: (415) 352-0988

4 Attorneys for Plaintiff
 5 KHALID LANIER

6 UNITED STATES DISTRICT COURT
 7 EASTERN DISTRICT OF CALIFORNIA

8 Case No. 1:10-CV-01120-LJO-SKO

9 KHALID LANIER,)
)
 10 Plaintiff,)
 v.)
 11 CITY OF FRESNO, a municipal entity,)
 POLICE OFFICER ALFONSO)
 12 CASTILLO, in his individual and)
 official capacities, POLICE OFFICER)
 13 STEPHEN TAYLOR in his individual)
 and official capacities, COUNTY OF)
 14 FRESNO, and DOES 1-100, Jointly and)
 Severally,)
 15 Defendants.)
 16)

) STIPULATION AND ORDER GRANTING
 CONTINUANCE OF MOTION TO
 DISMISS PLAINTIFF’S FIRST AMENDED
 COMPLAINT

DATE: December 14, 2010
 TIME: 8:30 a.m.
 CTRM: Four

The Honorable Lawrence J. O’Neill

Complaint Filed: 06/21/10
 First Amended Complaint Filed: 10/19/10

17
 18 The parties, by and through their respective counsel, hereby stipulate and agree that the
 19 hearing on the Motion to Dismiss Plaintiff’s First Amended Complaint filed on behalf of
 20 defendants CITY OF FRESNO, COUNTY OF FRESNO, OFFICER ALFONSO CASTILLO and
 21 OFFICER STEPHEN TAYLOR (hereinafter “Defendants”) shall be held at 8:30 a.m. on
 22 December 14, 2010, and the briefing schedule shall be calculated as if that was the initial hearing
 23 date of said Motion.

24 Respectfully submitted,

25 DATED: November __, 2010

HELBRAUN LAW FIRM

27 _____
 David M. Helbraun
 Attorney for Plaintiff
 28 KHALID LANIER

1
2 DATED: November __, 2010

WEAKLEY, ARENDT & MCGUIRE LLP

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4 Rosemary T. McGuire
5 Roy C. Santos
6 Attorneys for Defendants, CITY OF FRESNO,
COUNTY OF FRESNO, OFFICER ALFONSO
CASTILLO and OFFICER STEPHEN TAYLOR

7 **ORDER**

8 Based on the parties' stipulation, this Court:

- 9 1. VACATES the December 7, 2010 hearing on defendants' motion to dismiss;
10 2. ORDERS plaintiff, no later than November 30, 2010, to file papers to oppose the
11 motion to dismiss;
12 3. ORDERS defendants, no later than December 7, 2010, to file reply papers for their
13 motion to dismiss.

14 Pursuant to its practice, this Court will consider the motion to dismiss on the record
15 without a hearing, unless this Court orders otherwise.

16
17 IT IS SO ORDERED.

18 Dated: November 15, 2010

/s/ Lawrence J. O'Neill
UNITED STATES DISTRICT JUDGE