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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
(FRESNO)

<p>17 GREGORY WILLIAMS, 18 19 Plaintiff, 20 vs 21 CITY OF MERCED; a municipal 22 corporation; Merced police Officer 23 PINNEGAR (ID#215) individually and in 24 his official capacity as a police officer for 25 the CITY OF MERCED; and DOES 1 26 through 15, inclusive, 27 28 Defendants.</p>	<p>Case 1:10-cv-01999-MJS</p> <p>STIPULATION AND ORDER TO EXTEND TIME TO FILE PLAINTIFF’S OPPOSITION TO DEFENDANTS’ MOTION FOR SUMMARY JUDGMENT, DEFENDANTS’ REPLY BRIEF AND THE HEARING DATE</p> <p>Honorable Michael J. Seng</p>
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1 The parties, Plaintiff Gregory Williams, and Defendants City of Merced, Officers
2 Pinnegar, et al., by and through their respective attorneys, stipulate that the time for filing
3 all remaining documents and noticed hearing in this matter be extended by one week, i.e.:
4 Plaintiffs' Opposition to Defendants' Motion for Summary Judgment from December 28,
5 2012 to January 4, 2013; Defendants' Reply Brief from January 4, 2013 to January 11,
6 2013, and the hearing in this matter from January 11, 2013 to January 18, 2013.
7

8 1. This action arises out of an encounter between Plaintiff Gregory Williams
9 and Defendant City of Merced Police Officers, including Defendant Officer Pinnegar, in
10 Plaintiff's home on September 9, 2009, from which Plaintiff suffered injuries and was
11 ultimately arrested.
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13 2. Plaintiff filed a Complaint for Damages for Violation of Civil Rights on
14 October 21, 2010.
15

16 3. Defendants filed a Motion for Summary Judgment on December 14, 2012.
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18 4. According to the Court's scheduling order, Plaintiff's Opposition to
19 Defendants' Motion for Summary Judgment is due on December 28, 2012; Defendant's
20 Reply is due on January 4, 2013, and the hearing is noticed for January 11, 2013.
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22 5. Due to the Plaintiff's counsels' heavy caseload, holiday schedule and
23 holiday travel plans, Plaintiff needs additional time in which to prepare Plaintiff's
24 Opposition to Defendant's Motion for Summary Judgment. Because extending time to file
25 Plaintiff's Opposition Brief implicates all other deadlines in this matter, the parties request
26 that all remaining deadlines and the hearing date regarding Defendants' Motion for
27 Summary Judgment be extended by one week, as follows: Plaintiff's Opposition to
28

1 Defendants' Motion for Summary Judgment due on January 4, 2013; Defendants' Reply
2 due on January 11, 2013, and the hearing be held on January 18, 2013.

3
4 6. To date, no previous time modifications have been made in this case by
5 stipulation or by Court order.

6 7. IT IS HEREBY STIPULATED between Plaintiff and the
7 Defendants, through their respective counsel, that the time to file the remaining briefs in
8 this matter and the scheduled hearing date be extended by one week, as follows: Plaintiff's
9 Opposition to Defendants' Motion for Summary Judgment from December 28, 2012 to
10 January 4, 2013, Defendants' Reply from January 4, 2013 to January 11, 2013, and the
11 **scheduled hearing from January 11, 2013, to January 18, 2013.**

12
13 Dated: December 19, 2012

LAW OFFICES OF JOHN L. BURRIS

14
15 By: /s/ Adante Pointer
16 Adanté Pointer, Esq.
17 Attorneys for Plaintiff

18 Dated: December 19, 2012

LOW, BALL & LYNCH

19
20 By: Kevin Allen
21 Kevin P. Allen
22 Attorneys for Defendants

23 **ORDER**

24 Good cause appearing, it is so Ordered and the January 11, 2013 Hearing is continued to
25 January 18, 2013.

26 Dated: January 2, 2013

/s/Michael J. Seng
27 U.S. Magistrate Judge

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