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12 UNITED STATES DISTRICT COURT  
13 EASTERN DISTRICT OF CALIFORNIA

14 \* \* \*

15 WILLIAM DALE HOWARD,

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17 Plaintiff,

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19 vs.

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21 CITY OF RIDGECREST, a municipal  
corporation; and DOES 1 through 20, inclusive,

22 Defendants.  
23  
24  
25

**CASE NO. 1:12-CV-01232-AWI-JLT**

*Complaint filed: 12/21/2011*

*Trial Date: NONE SET*

**STIPULATION AND ORDER TO  
CONTINUE JOINT SCHEDULING  
CONFERENCE**

DATE: Nov. 28, 2012

TIME: 9:00 a.m.

DEPT: 510 19th Street, Bakersfield, CA

26 **COME NOW**, Plaintiff WILLIAM DALE HOWARD and Defendant CITY OF  
27 RIDGECREST, and hereby submit a Stipulation to Continue Scheduling Conference as follows:

28 WHEREAS, Plaintiff WILLIAM DALE HOWARD and Defendant CITY OF RIDGECREST

1 are currently negotiating toward a resolution of this matter without requiring Court intervention;

2 WHEREAS, Plaintiff and counsel for Plaintiff is scheduled to meet with counsel for and  
3 representatives of Defendant CITY OF RIDGECREST regarding the above-identified matter, along  
4 with another matter pending in the Superior Court for the State of California, County of Kern, on  
5 December 6, 2012;

6 WHEREAS, the above-referenced meeting between counsel and the principals is intended as  
7 an opportunity for the parties to negotiate a full resolution of the various claims and actions pending  
8 between WILLIAM DALE HOWARD and the CITY OF RIDGECREST;

9 WHEREAS, IT IS HEREBY STIPULATED by and between the parties, through their  
10 respective counsel of record, that it is in the interest of justice and judicial economy for the  
11 Mandatory Scheduling Conference to be re-scheduled to take place at a time after January 1st, 2013  
12 in order to provide a full opportunity to resolve the pending matter(s) and file a Joint Scheduling  
13 Conference Report, should such a Report be necessary;

14  
15 DATED: November 21, 2012

CLIFFORD & BROWN

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17 By \_\_\_\_\_ /s/  
18 T. MARK SMITH, ESQ.  
19 Attorneys for plaintiff,  
20 WILLIAM DALE HOWARD

21 DATED: November \_\_\_\_, 2012

LEMIEUX & O'NEILL

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23 By \_\_\_\_\_  
24 MICHAEL SILANDER, ESQ.  
25 Attorneys for defendant,  
26 CITY OF RIDGECREST  
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**ORDER**

Good cause appearing, the Court **ORDERS:**

1. The Scheduling Conference currently set for November 28, 2012 is continued to January 3, 2013 at 9:00 a.m.;

2. Counsel **SHALL** file a notice of settlement within three court days of settlement.

IT IS SO ORDERED.

Dated: **November 26, 2012**

**/s/ Jennifer L. Thurston**  
UNITED STATES MAGISTRATE JUDGE