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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
10 FRESNO DIVISION

12 **IRMA B. SANCHEZ,**

13 Plaintiff,

14 v.

16 **STATE OF CALIFORNIA, SYDNEY
SMYTH, and DOES 1 THROUGH 15, in
17 their individual capacities,**

18 Defendants.

1:12-cv-01835-AWI-SAB

**STIPULATION TO VACATE AND RESET
SETTLEMENT CONFERENCE**

Date: May 15, 2014
Time: 10:00 a.m.
Courtroom: 7
Judge: Honorable Sheila K. Oberto
Trial Date: January 26, 2015
Action Filed: November 8, 2012

21 **STIPULATION**

22 Plaintiff and Defendants have exchanged offers in preparation for the Settlement
23 Conference scheduled for May 15, 2014, at 10:00 a.m.;

24 They have discussed the settlement figures and believe that they are so far apart that a
25 settlement conference would be futile at this time;

26 The scheduling order issued by the Court (Doc. 22) directed that “[a]s far in advance of the
27 settlement conference as possible, a party shall inform the Court and other parties that it believes the
28 case is not in a settlement posture so the Court may vacate or reset the settlement conference.”

1 The parties agree that this case is not in a settlement posture and should be vacated and reset
2 to preserve judicial resources.

3 NOW THEREFORE, by and through their respective counsel, the parties agree as
4 follows:

5 1. The Court may vacate the Settlement Conference scheduled for May 15, 2014, at
6 10:00 a.m., and reschedule the settlement conference for September 4, 2014, at 10:00 a.m. in
7 Courtroom 7.

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9 SO STIPULATED:

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11 Dated: May 7, 2014

Respectfully submitted,

KAMALA D. HARRIS
Attorney General of California
SCOTT H. WYCKOFF
Supervising Deputy Attorney General

/s/ Matthew T. Besmer

MATTHEW T. BESMER
Deputy Attorney General
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Rehabilitation and Sydney Smyth*

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20 Dated: May 7, 2014

PRICE AND ASSOCIATES
A Professional Law Corporation

/s/ Pamela Y. Price

PAMELA Y. PRICE
Attorneys for Plaintiff

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ORDER

The Court having reviewed the foregoing Stipulation, and good cause appearing therefore:

IT IS HEREBY ORDERED that

1. The Court vacates the Settlement Conference scheduled for May 15, 2014, at 10:00 a.m., and reschedules the conference for September 4, 2014, at 10:00 in Court Room 7.

IT IS SO ORDERED.

Dated: May 8, 2014

/s/ Sheila K. Oberto
UNITED STATES MAGISTRATE JUDGE