

1 Mark A. Ozzello (CSB #116595)
2 Suzy E. Lee (CSB #271120)
3 **ARIAS, OZZELLO & GIGNAC, LLP**
4 6701 Center Drive West, Suite 1400
5 Los Angeles, California 90045
6 Tel: (310) 670-1600
7 Fax: (310) 670-1231
8 mozzello@aogllp.com
9 slee@aogllp.com

10 Ian Wallach, Esq. (CSB #237849)
11 Jason K. Feldman, Esq. (CSB #213386)
12 **FELDMAN & WALLACH**
13 606 Venice Boulevard, Suite C
14 Venice, California 90291
15 Tel: (310) 577-2001
16 Fax: (310) 564-2004
17 ian@feldmanwallach.com
18 jason@feldmanwallach.com

19 Attorneys for Plaintiffs

20 **UNITED STATES DISTRICT COURT**
21 **EASTERN DISTRICT OF CALIFORNIA**

22 ARTHUR D. JACKSON, an individual;
23 LEONARD M. LUJAN, an individual;
24 MARCUS JACKSON, an individual;
25 RODNEY TAYLOR, an individual;
26 LACEDRIC JOHNSON, an individual;
27 L.T. BELTON, an individual; NORMAN
28 JOHNSON, an individual, on behalf of
themselves and on behalf of all others
similarly situated,

Plaintiffs,

vs.

STATE OF CALIFORNIA, a Public
Entity; EDMUND G. BROWN, JR.,
GOVERNOR; CALIFORNIA
DEPARTMENT OF CORRECTIONS
AND REHABILITATION ("CDCR"), a
Public Entity; MATTHEW CATE,
SECRETARY CDCR; JEFFREY
BEARD, SECRETARY CDCR; P.D.
BRAZELTON; WARDEN PLEASANT
VALLEY STATE PRISON; JAMES D.
HARTLEY, WARDEN AVENAL
STATE PRISON; CALIFORNIA
CORRECTIONAL HEALTH CARE

Case No.: 1:13-CV-01055-LJO-SAB

**REVISED STIPULATION AND
ORDER TO CONTINUE THE
HEARING ON DEFENDANTS'
MOTION TO DISMISS AND
EXTEND THE BRIEFING
PERIOD ON THE OPPOSITION
AND REPLY BRIEFS**

Current Hearing Date

Date: January 15, 2014
Time: 9:30 a.m.
Place: Courtroom 9

Proposed Hearing Date

Date: February 19, 2014

SERVICES (“CCHCS”); and DOES 1
through 50, inclusive,

Defendants.

WHEREAS, Defendants’ Motion to Dismiss Under Rule 12(b)(6)
 (“Motion”) is set to be heard on January 15, 2014;

WHEREAS, the current hearing date of January 15, 2014 makes
 Plaintiffs’ opposition due on January 2, 2014, and Defendants’ reply due on
 January 8, 2013;

WHEREAS, due to the holidays, Plaintiffs respectfully request that the
 hearing on Defendants’ Motion be continued by at least two (2) weeks to
 afford Plaintiffs and Defendants additional time to prepare their respective
 briefs;

WHEREAS, the parties were informed that Magistrate Judge Stanley A.
 Boone will be unavailable until February 14, 2014;

THEREFORE, IT IS HEREBY STIPULATED, subject to approval of
 the Court, that:

1. The hearing on Defendants’ Motion be continued to February 19,
 2014;
2. Plaintiffs’ opposition brief be due on January 22, 2014; and
3. Defendants’ reply brief be due on February 12, 2014.

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1 Dated: December 31, 2013

ARIAS, OZZELLO & GIGNAC, LLP

2 By: /s/ Suzy E. Lee
3 MARK A. OZZELLO
4 SUZY E. LEE
5 **ARIAS, OZZELLO & GIGNAC,**
6 **LLP**

7 IAN WALLACH
8 JASON K. FELDMAN
9 **FELDMAN & WALLACH**

10 *Attorneys for Plaintiffs*

11 Dated: December 31, 2013

12 By: /s/ David E. Brice
13 KAMALA D. HARRIS
14 Attorney General of California
15 JAY C. RUSSELL
16 Supervising Deputy Attorney
17 General

18 JON S. ALLIN
19 DAVID E. BRICE
20 Deputy Attorneys General

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1. The hearing on Defendants' Motion shall be continued to February 19, 2014;
2. Plaintiffs' opposition brief shall be due on January 22, 2014; and
3. Defendants' reply brief shall be due on February 12, 2014.

Dated: **January 2, 2014**

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