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

10
11 **MAURICE C. MOCK,**

12 Plaintiff,

13 v.

14
15 **CALIFORNIA DEPARTMENT OF**
CORRECTIONS AND
16 **REHABILITATION; PLEASANT**
VALLEY STATE PRISON; JEFFREY A
17 **BEARD, in official capacity; JOHN KEITH,**
in his individual and official capacities; and
18 **DOES 1 through 50, inclusive,**

19 Defendants.
20

1:15-cv-01104-JMS

**STIPULATION TO CONTINUING THE
MANDATORY SCHEDULING
CONFERENCE**

Date: October 22, 2015
Time: 10:30 a.m.
Dept: 6
Judge: Michael J. Seng
Action Filed: 6/15/2015

21 The mandatory scheduling conference is currently set for October 22, 2015 at 10:30 a.m.
22 *See* Doc. 3. Plaintiff filed his first amended complaint on October 6, 2015 (Doc. 16, 19), in
23 response to the Court's ruling on Defendants California Department of Corrections and
24 Rehabilitation's, Pleasant Valley State Prison's, and Jeffrey Beard's motion to dismiss and strike.
25 *See* Doc. 4.
26

27 The Order Setting Mandatory Scheduling Conference provides that the Court is unable to
28 conduct the scheduling conference until all defendants have been served. *See* Doc. 3. Plaintiff

1 has not yet served defendant John Keith. The parties are currently working out an arrangement
2 regarding service of Mr. Keith and the due date of defendants' response to Plaintiff's first
3 amended complaint. The parties believe it is prudent to continue the mandatory scheduling
4 until after Mr. Keith has been served, and the pleadings have closed.

5 BASED ON THE FOREGOING, the parties stipulate as follows:

6 1. The mandatory scheduling conference should be continued until January 21, 2016,
7 at 10:00 a.m.

8
9 SO STIPULATED.

10
11 Dated: October 9, 2015

Respectfully submitted,

12 Kamala D. Harris
13 Attorney General of California
14 David J. Neill
Supervising Deputy Attorney General

15 *Matthew T. Besmer*

16 Matthew T. Besmer
17 Deputy Attorney General
18 Attorneys for Defendants CDCR and PVSP

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20 Dated: October 9, 2015

KAHN, SOARES & CONWAY, LLP

21 *Robert B. Zumwalt*

22 Richard C. Conway
23 Robert B. Zumwalt
24 Attorneys for Plaintiff

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ORDER

Good cause appearing, the parties' Stipulation to Continue the Mandatory Scheduling Conference in Case No. 1:15-cv-1104-MJS is hereby approved and adopted as the Order of this Court. The Scheduling Conference is continued until January 21, 2016, at 10:00 a.m.

IT IS SO ORDERED.

Dated: October 13, 2015

1st Michael J. Seng
UNITED STATES MAGISTRATE JUDGE