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16 Attorneys for Defendant County of Tulare

17 UNITED STATES DISTRICT COURT
18 EASTERN DISTRICT OF CALIFORNIA – FRESNO

19 DENNIS ALBA,
20 Plaintiffs,

21 vs.

22 COUNTY OF TULARE, CALIFORNIA,
23 TULARE COUNTY SHERIFF'S DEPUTY
24 RONALD CROUCH, TULARE COUNTY
25 SHERIFF'S DEPARTMENT, TULARE
26 COUNTY SHERIFF'S DEPUTY
27 SERGEANT TORRES, TULARE COUNTY
28 SHERIFF'S DEPUTY DERRICK HOOD
29 AND TULARE COUNTY SHERIFF'S
30 DEPUTY BERTOLDO,

31 Defendants.

32 **Case Number: 1:15-cv-01492-EPG**

33 **PARTIES' JOINT STIPULATION
34 AND ORDER TO CONTINUE THE
35 MANDATORY SCHEDULING
36 CONFERENCE HEARING DATE**

37 **Date: February 18, 2016**

38 **Time: 9:00 a.m.**

39 **Courtroom: 10**

40 **Erica P. Grojean**

41 **U.S. Magistrate Judge**

42 **JOINT STIPULATION**

43 Plaintiff, DENNIS ALBA by and through his attorney of record, William A. Romaine

1 and Defendants, COUNTY OF TULARE, CALIFORNIA, TULARE COUNTY SHERIFF'S
2 DEPUTY RONALD CROUCH, TULARE COUNTY SHERIFF'S DEPARTMENT,
3 TULARE COUNTY SHERIFF'S DEPUTY SERGEANT TORRES, TULARE COUNTY
4 SHERIFF'S DEPUTY DERRICK HOOD AND TULARE COUNTY SHERIFF'S DEPUTY
5 BERTOLDO, by and through Tulare County Counsel, Deputy County Counsel, Judith D.

6 Chapman, stipulate as follows:

7 WHEREAS the parties are required pursuant to Fed. R. Civ. P. 26(f), to meet and
8 confer at least twenty-one (21) days prior to the Mandatory Scheduling Conference which is
9 scheduled for February 18, 2016. Defendants filed a Motion to Dismiss on February 1, 2016
10 and hearing on the Motion to Dismiss has been set for March 11, 2016 at 10:00 a.m. The
11 Plaintiff's Opposition to the Motion Dismiss is due February 26, 2016 and Defendants'
12 Reply to Opposition is due March 4, 2016. The parties agree that a Scheduling Conference
13 will be more productive and the parties will be able to discuss facts, issues and dates if the
14 Scheduling Conference is continued until after the hearing on the Motion to Dismiss.

15 THEREFORE the parties respectfully request that the Mandatory Scheduling
16 Conference currently scheduled for February 18, 2016 at 9:00 a.m. be continued for a period
17 of at least 45 days from the hearing on the Motion to Dismiss, or on or after April 26, 2016.

18 IT IS SO STIPULATED BY THE ATTORNEYS OF RECORD AND NAMED
19 HEREIN.

20 Dated: 2-9-2016

LAW OFFICE OF WILLIAM A. ROMAINE

21 _____/s/ *William A. Romaine*_____
22 William A. Romaine, Attorney for
23 Plaintiff

24 Dated: 2-9-2016

KATHLEEN BALES-LANGE
County Counsel

25 _____/s/ *Judith D. Chapman*_____
26 Judith D. Chapman, Attorney for
27 Defendants

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ORDER

Based on the parties' Stipulation to continue Mandatory Scheduling Conference, and good cause appearing, IT IS HEREBY ORDERED that: The Mandatory Scheduling Conference in this matter, currently set for February 18, 2016, is vacated and continued to April 28, 2016, at 10:00 a.m., in Department 10.

IT IS SO ORDERED.

Dated: February 9, 2016

/s/ Eric P. Gray
UNITED STATES MAGISTRATE JUDGE