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14 UNITED STATES DISTRICT COURT
15 EASTERN DISTRICT OF CALIFORNIA

17 JASON EUGENE DEOCAMPO; JESUS
18 SEBASTIAN GRANT; and JAQUEZS
TYREE BERRY,,

19 Plaintiffs,

20 vs.

21 CITY OF VALLEJO, a municipal
22 corporation; ROBERT NICHELINI, in his
capacity as Chief of Police for the CITY
23 OF VALLEJO; JASON POTTS,
individually, and in his capacity as a
24 Vallejo police officer; JEREMY PATZER,
individually, and in his capacity as a
25 Vallejo police officer; ERIC JENSEN,
individually, and in his capacity as a
26 Vallejo police officer; and DOES 1 through
25, inclusive ,

27 Defendants.
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Case No. 2:06-CV-01283-WBS-CMK

**STIPULATION AND [PROPOSED]
ORDER TO CONTINUE PRE-TRIAL
CONFERENCE PENDING MEDIATOR'S
PROPOSAL**

Judge: Hon. William B. Schubb

Trial Date: August 6, 2013

1 All parties to this action stipulate and agree, by and through their respective counsel, as
2 follows:

3 1. The parties attended a mediation with retired Magistrate Judge James Larson on
4 May 21, 2013. Judge Larson is the process of issuing the parties a written mediator's proposal
5 that the parties will be evaluating. The parties anticipate that further settlement discussions are
6 necessary.

7 2. Lead trial counsel for the Plaintiffs is unavailable for all of next week, May 27th
8 through May 31st, for a family celebration and Plaintiffs will not be in a position to respond to the
9 mediator's proposal likely before the first week of June 2013.

10 3. The parties wish to continue to pre-trial conference for a brief period of time (two
11 weeks) to allow the parties sufficient time to fully evaluate the mediator's proposal, without
12 incurring the costs and fees for extensive pretrial preparation which would be moot if all parties
13 accept the mediator's proposal. It would be an ineffective waste of party resources, and judicial
14 time and resources, to undergo a Pre-Trial Conference and have the parties prepare all pre-trial
15 documents per Court orders if the parties can reach a settlement.

16 4. Therefore, the parties seek the Court's approval to continue the Pre-Trial
17 Conference, currently set for June 24, 2013, for two weeks to July 8, 2013, at the Court's
18 convenience and availability, per the same requirements per Pretrial Orders of the court.

19 5. The trial date of August 6, 2013, will not be affected by this brief continuance.

20 6. The parties propose the following pre-trial schedule:

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Current Date	Proposed New Date
Pre-Trial Conference June 24, 2013	July 8, 2013
Trial August 6, 2013	No change

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Respectfully submitted,

Dated: May 22, 2013

LAW OFFICES OF JOHN L. BURRIS

LAW OFFICES OF GAYLA B. LIBET

By: /s/ Gayla B. Libet
John L. Burris, Esq., DeWitt Lacy, Esq., Gayla B. Libet,
Esq.
Attorneys for Plaintiffs

Dated: May 22, 2013

MCNAMARA, NEY, BEATTY, SLATTERY,
BORGES & AMBACHER LLP

By: /s/ Noah G. Blechman
James V. Fitzgerald, III / Noah G. Blechman
Attorneys for Defendants
JASON POTTS, JEREMY PATZER and ERIC
JENSEN


ORDER

**PURSUANT TO THE FOREGOING STIPULATION, THE COURT ORDERS AS
FOLLOWS:**

The Pre-Trial Conference, currently set for June 24, 2013, is continued to July 8, 2013 at 2:00 p.m., subject to the same filing deadlines and requirements per prior Pretrial Order in this case. The trial date of August 6, 2013 remains unchanged.

IT IS SO ORDERED

Dated: May 23, 2013


WILLIAM B. SHUBB
UNITED STATES DISTRICT JUDGE