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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

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1 ALEXANDR KOLESNIKOV, SR., et al.

Case No. 06-CV-02155 JAM EFB

2 Plaintiffs,

**STIPULATED REQUEST TO TAKE OFF
CALENDAR FINAL PRETRIAL
CONFERENCE AND FILING OF THE
JOINT PRETRIAL STATEMENT; ORDER**

3 vs.

4 SACRAMENT COUNTY, et al.,

5 Defendants.

DATE: July 10, 2009

TIME: 3:00 p.m.

CTRM: 6

JUDGE: Hon. John A. Mendez

7
8 IT IS HEREBY RESPECTFULLY REQUESTED AND STIPULATED, by and between the
9 parties hereto, that the Final Pre-Trial Conference and the subsequent filing of the Joint Pretrial
10 Statement be take off calendar. The parties reached a tentative settlement on June 17, 2009, at which
11 time Judge Brennan stated the Final Pre-Trial Conference date would be vacated, and set a hearing for
12 August 12, 2009, to hear the motions for approval of the minors' compromises which are a part of the
13 settlement. It is anticipated that the settlement and the minors' compromises will be approved by the
14 Court and, therefore, the need for a final pretrial conference would not be necessary. Should the Court
15 not approve the settlement or the minors' compromises, the parties ask that the final pre-trial conference
16 be rescheduled approximately 30 days after the August 12, 2009 hearing, or to some other date thereafter
17 which may be more convenient for the Court.

18 DATED: July 2, 2009

Respectfully submitted,

19 LAW OFFICE OF MARK E. MERIN and
20 LAW OFFICE OF DAVID K. HENDERSON

/s/ - "Mark E. Merin"

21 BY: _____

22 Mark E. Merin
23 Attorney for PLAINTIFFS

24 DATED: July 2, 2009

OFFICE OF THE ATTORNEY GENERAL
OF THE STATE OF CALIFORNIA

/s/ - "Jill Scally"

25 BY: _____

26 Jill Scally, Deputy Attorney General
27 Attorney for DEFENDANTS
28 CALIFORNIA HIGHWAY PATROL OFFICER
ACKLEY, and CALIFORNIA HIGHWAY
PATROL OFFICER JOHNSON

1 DATED: July 2, 2009

PORTER SCOTT

2 /s/ - "Terence J. Cassidy"

3 BY: _____

4 Terence J. Cassidy
5 Attorney for DEFENDANTS
6 SACRAMENTO COUNTY SHERIFF'S DEPUTY
7 M. TALLMAN, SACRAMENTO COUNTY
8 SHERIFF'S DEPUTY M. HULSEY and
9 SACRAMENTO COUNTY SHERIFF'S
10 SERGEANT SHINTAKU

11 **ORDER**

12 IT IS HEREBY ORDERED that the Final Pre-Trial Conference presently set for July 10, 2009, is
13 taken off calendar. The parties are not required to file a Joint Pretrial Statement. Should the Court not
14 approve the minors' compromises at the August 12, 2009 hearing, a new date for the Final Pre-Trial
15 Conference will be scheduled approximately 30 days thereafter.

16 DATED: July 2, 2009

17 /s/ John A. Mendez _____

18 HON. JOHN A. MENDEZ
19 JUDGE, UNITED STATES DISTRICT COURT
20 EASTERN DISTRICT