

1 **P O R T E R | S C O T T**

A PROFESSIONAL CORPORATION
2 Terence J. Cassidy, SBN 99180
Patricia L. Spiegel, SBN 256244
3 350 University Ave., Suite 200
Sacramento, California 95825
4 TEL: 916.929.1481
FAX: 916.927.3706

5 Attorneys for Defendants COUNTY OF SOLANO and GARY R. STANTON

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7 **UNITED STATES DISTRICT COURT**
8 **EASTERN DISTRICT OF CALIFORNIA**
9

10 MICHAEL TODD, on behalf of himself
11 and all those similarly situated,

Case No. CIV.S-07-0726 FCD EFB

12 Plaintiffs,

**STIPULATION AND ORDER TO RESET
BRIEFING SCHEDULE REGARDING
PLAINTIFFS' MOTION FOR CLASS
CERTIFICATION**

13 vs.

14 COUNTY OF SOLANO; SOLANO
15 COUNTY SHERIFF GARY R.
STANTON, IN HIS INDIVIDUAL AND
OFFICIAL CAPACITIES; SOLANO
16 COUNTY SHERIFF'S DEPUTIES DOES
1 through 20, inclusive,

DATE: July 24, 2009
TIME: 10:00 a.m.
CTRM: 2, 15th Floor
JUDGE: Hon. Frank C. Damrell, Jr.

17 Defendants.
18 _____/

19 IT IS HEREBY STIPULATED and AGREED by and between Plaintiff MICHAEL TODD
20 and Defendants COUNTY OF SOLANO and GARY R. STANTON, by and through their
21 undersigned counsel, that Plaintiffs' Motion for Class Certification currently scheduled to be filed
22 no later than May 11, 2009, shall now be filed no later than June 4, 2009; Defendants' opposition
23 currently scheduled to be filed no later than June 4, 2009, shall now be filed no later than June 25,
24 2009; and Plaintiffs' reply currently scheduled to be filed no later than June 29, 2009, shall now be
25 filed no later than July 9, 2009.

26 The parties submit good cause exists for the rescheduling of the briefing schedule regarding
27 Plaintiffs':

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1 On March 10, 2009, the parties stipulated and agreed to reset the hearing on Plaintiffs'
2 Motion for Class Certification. On March 11, 2008, the Court ordered that Plaintiffs' Motion for
3 Class Certification be reset to July 24, 2009 and set forth the current briefing schedule.

4 Thereafter, counsel for Plaintiffs served additional discovery on Defendants, responses to
5 which are presently due April 16, 2009. As indicated in the previous stipulation, lead counsel for
6 Defendants, Terence J. Cassidy, is scheduled to be out of the office during the month of April. As
7 such, counsel for Plaintiffs' have agreed to grant Defendants an extension within which to respond
8 to said discovery up to and including May 15, 2009. These discovery responses may assist counsel
9 in evaluating whether the matter will proceed as a class action. The proposed briefing schedule will
10 not affect the July 24, 2009 hearing date, but will allow counsel time to review the discovery
11 responses before filing a motion for class certification.

12 Given such, good cause exists for an extension to reset the briefing schedule as follows:
13 **Plaintiffs' Motion for Class Certification shall be filed no later than June 4, 2009; Defendants'**
14 **opposition no later than June 25, 2009; and Plaintiffs' reply no later than July 9, 2009.**

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16 Respectfully submitted,
17 DATED : March 31, 2009 LAW OFFICES OF MARK E. MERIN

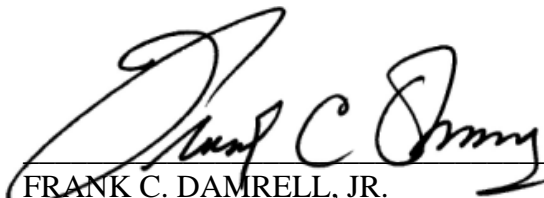
18
19 By /s/ Mark E. Merin
20 Mark E. Merin
21 Attorneys for Plaintiffs,
22 MICHAEL TODD, et al.

23
24 DATED: March 31, 2009 PORTER SCOTT
25 A PROFESSIONAL CORPORATION

26
27 By /s/ Terence J. Cassidy
28 Terence J. Cassidy
Patricia L. Spiegel
Attorneys for Defendants,
COUNTY OF SOLANO et al.

IT IS SO ORDERED.

Dated: March 31, 2009


FRANK C. DAMRELL, JR.
UNITED STATES DISTRICT JUDGE