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5 Attorneys for Plaintiff  
 LUIS VALENZUELA RODRIGUEZ

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UNITED STATES DISTRICT COURT  
 EASTERN DISTRICT OF CALIFORNIA  
 SACRAMENTO DIVISION

LUIS VALENZUELA RODRIGUEZ,  
 Plaintiff,  
 v.  
 JAMES TILTON, et al.,  
 Defendants.

Case No. 2:08-cv-01028-GEB-AC

STIPULATION AND ~~PROPOSED~~  
 ORDER RE REQUEST TO EXTEND  
 TIME TO FILE JOINT STATUS REPORT

1 The current deadline for the parties to file their joint status report is January 18, 2016.  
2 (Docket No. 229).<sup>1</sup>

3 The deadline for the parties to file their joint status report has been extended by stipulation  
4 and order previously, mainly because Plaintiff's recently appointed pro bono counsel received the  
5 case file the day before the Thanksgiving holiday and counsel has needed time, particularly with  
6 ensuing holidays, to: meet and confer with Plaintiff who is incarcerated, and review the  
7 voluminous file, pleadings and court docket in this case that has been pending since 2008.  
8 Plaintiff's pro bono counsel has worked diligently to complete his review, has met and conferred  
9 telephonically with Plaintiff numerous times, met and conferred with opposing counsel  
10 telephonically, and, this week, completed his review and assessment of the case and file pursuant  
11 to the Court's Order Appointing Pro Bono Counsel, dated November 4, 2015. (Docket No. 225).  
12

13 Although the file has been reviewed, Plaintiff's pro bono counsel has not had an  
14 opportunity to discuss with Plaintiff (who is incarcerated in San Diego County) the outcome of  
15 counsel's review and recommendations for next steps. Plaintiff's pro bono counsel has arranged  
16 to speak with Plaintiff, who has limited access to telephones, during the week of January 18, 2016  
17 to discuss the case and counsel's assessment of the file. Plaintiff's pro bono counsel, however,  
18 understands that it is only proper for him to discuss Plaintiff's case with Plaintiff before counsel  
19 discusses the same with the Court and opposing counsel.  
20

21 For these reasons, the parties have stipulated to and request a short extension to February  
22 3, 2016, to ensure that Plaintiff's pro bono counsel has adequate opportunity to discuss the case  
23 with his client the week of January 18, 2016, and then file their joint status report. No trial date  
24 has been set in this case.  
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28 <sup>1</sup> At the time they prepared and submitted their last Stipulation extending the joint status report deadline to January 18, 2016, the parties neglected to appreciate that Monday, January 18, 2016 is a federal and office holiday.

1 DATED: January 14, 2016

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STOEL RIVES LLP

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By: /s/ Thomas A. Woods  
THOMAS A. WOODS  
Attorneys for Plaintiff  
LUIS VALENZUELA RODRIGUEZ

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8 DATED: January 14, 2016

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WILLIAMS & ASSOCIATES

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By: /s/ Matthew Ross Wilson  
(as authorized on January 14, 2016)  
MATTHEW ROSS WILSON  
Attorneys for Defendants  
STOREY, GALLOWAY, DAVIS,  
VILLALVA, PEIRI, SMITH, ZIEBERT,  
HAMILTON, SANTOS, CHAVEZ,  
LINDE, BUENO, WOHLERS,  
BRIMHALL, JOHNSON, POWELL,  
TAYLOR, RODGERS, MOLIN (sued  
herein as "Mullen"), AYERS (TUCKER)  
and REYES

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~~PROPOSED~~ ORDER

Based on the parties' stipulation, and good cause appearing, IT IS HEREBY ORDERED that the request is granted and the parties are to file a joint status report on or before February 3, 2016.

IT IS SO ORDERED.

DATED: January 15, 2016

  
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ALLISON CLAIRE  
UNITED STATES MAGISTRATE JUDGE