

1 KAMALA D. HARRIS, State Bar No. 146672
 Attorney General of California
 2 WILLIAM C. KWONG, State Bar No. 168010
 Supervising Deputy Attorney General
 3 ERIN SULLIVAN, State Bar No. 242757
 Deputy Attorney General
 4 455 Golden Gate Avenue, Suite 11000
 San Francisco, CA 94102-7004
 5 Telephone: (415) 703-5716
 Fax: (415) 703-5843
 6 E-mail: Erin.Sullivan@doj.ca.gov
 Attorneys for Defendants Foster, Kett, Sweigert,
 7 Reyes, Mizzen, Singh, California Department of
 Corrections and Rehabilitation, and the State of
 8 California

9 IN THE UNITED STATES DISTRICT COURT
 10 FOR THE EASTERN DISTRICT OF CALIFORNIA
 11 SACRAMENTO DIVISION

13 **WILLIAM BARKER,**
 14
 Plaintiff,
 15
 v.
 16
 17 **SUSAN HUBBARD, et al.,**
 18
 Defendants.

Case No. S-08-1160 WBS- CKD (PC)

**JOINT STIPULATION EXTENDING
 DEADLINE FOR DEFENDANTS'
 RESPONSE TO PLAINTIFF'S
 OBJECTIONS TO THE MAGISTRATE
 JUDGE'S FINDINGS AND
 RECOMMENDATIONS; ORDER**

21 The parties jointly recommend and stipulate that the Court grant Defendants a ten-day
 22 extension of time to file a response to Plaintiff's Objections to the Magistrate Judge's Findings
 23 and Recommendations. (Docket No. 106.) Under the Court's Findings and Recommendations
 24 dated November 1, 2011, Defendants must reply to Plaintiff's objections within fourteen days of
 25 service. (Findings and Recommendations at 5.) Plaintiff served his objections to the Magistrate
 26 Judge's November 1, 2011 Findings and Recommendations on November 17, 2011. (See Docket
 27 No. 106.) Therefore, Defendants' reply to Plaintiff's objections is due on or before December 1,
 28 2011.

1 Through written correspondence, the parties agreed to a ten-day extension of time,
2 changing Defendants' deadline to respond to Plaintiff's objections to December 12, 2011.

3 Defendants' counsel needs additional time to adequately review and respond to Plaintiff's
4 claims. Since receiving Plaintiff's objections on November 17, 2011, Defendants' counsel has
5 been managing a busy case load including, but not limited to, preparing an opposition to
6 Plaintiff's Motion for Partial Summary Judgment (Docket No. 87)—also due on December 1,
7 2011. Furthermore, Defendants' counsel was out of the office for personal reasons and the
8 Thanksgiving holiday the week of November 21-25, 2011. Accordingly, Defendants respectfully
9 request an extension of time for an additional ten days in which to file a response to Plaintiff's
10 objections, so that it may be filed on or before December 12, 2011. Plaintiff will not be
11 prejudiced by granting the request.

12
13 **SO STIPULATED.**

14
15 Dated: 11/28/11

/s/ Erin Sullivan

ERIN SULLIVAN
California Attorney General's Office
Counsel for Defendants

16
17 **SO STIPULATED.**

18 Dated: _____

SCOTTLYN J. HUBBARD IV, ESQ.
Disabled Advocacy Group
Counsel for Plaintiff

19
20
21
22 Per the parties' stipulation, **IT IS SO ORDERED.**

23 Dated: November 30, 2011

Carolyn K. Delaney

CAROLYN K. DELANEY
UNITED STATES MAGISTRATE JUDGE