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 16 IN THE UNITED STATES DISTRICT COURT
 17 FOR THE EASTERN DISTRICT OF CALIFORNIA
 18 SACRAMENTO DIVISION

19
 20 **ROBERT MITCHELL,**
 21
 Plaintiff,
 22
 v.
 23
 24 **T. FELKER, et al.,**
 25
 Defendants.

2:08-CV-01196 RAJ
**STIPULATION AND ORDER TO
 MODIFY THE BRIEFING AND
 HEARING SCHEDULE FOR
 PLAINTIFF'S MOTION FOR LEAVE TO
 FILE A SECOND-AMENDED
 COMPLAINT**
 Judge: Richard A. Jones
 Action Filed: May 30, 2008

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 27 Plaintiff and Defendants submit this stipulation under Local Rule 144.
 28

1 On April 27, 2011, Plaintiff Robert Mitchell filed a motion seeking leave to file a second-
2 amended complaint, and noticed a hearing for that motion on May 27, 2011. Defendants'
3 response to Plaintiff's motion is due to be filed by May 13, 2011.

4 Plaintiff and Defendants have not previously requested any extensions of time related to
5 Plaintiff's motion, and have agreed to modify the briefing and hearing schedule for Plaintiff's
6 motion. Accordingly, the parties respectfully request that the Court modify the schedule for
7 Plaintiff's motion as follows:

- 8 1. Defendants' response to Plaintiff's motion is due on or before May 24, 2011;
- 9 2. Plaintiff's reply is due on or before June 3, 2011; and
- 10 3. [*Modified by court.*] The court will contact the parties if it decides to hear oral
11 argument before deciding Plaintiff's motion.

12 **IT IS SO STIPULATED.**

13 Dated: May 4, 2011

Respectfully submitted,
KAMALA D. HARRIS
Attorney General of California

15 /s/ Damon McClain
DAMON G. MCCLAIN
Deputy Attorney General
Attorneys for Defendants

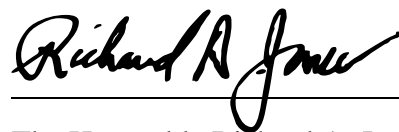
19 Dated: May 4, 2011

Respectfully submitted,
PRISON LAW OFFICE

21 /s/ Rebekah Evenson (as authorized on May 4, 2011)
Rebekah Evenson
Attorney for Plaintiff

23 **IT IS SO ORDERED.**

25 Dated: May 10, 2011

26 

27 The Honorable Richard A. Jones
28 United States District Judge