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6 Attorneys for Plaintiff  
7 GEORGE ATONDO

20 Plaintiff GEORGE ATONDO and Defendants COUNTY OF SOLANO and  
21 ANDREW SWANSON hereby stipulate, by and through their respective counsel, that the Court  
22 may issue an Order to move the hearing date for Defendants' Rule 12(b)(6) Motion to Dismiss  
23 Plaintiff's First Amended Complaint in this action and enlarge the time for Defendants' Reply Brief  
24 up to and including five (5) court days prior to the hearing. The parties agree that the hearing date  
25 scheduled for September 18, 2009, at 10:00 a.m., may be continued to October 2, 2009, at 10:00  
26 a.m., and Defendants' Reply Brief may be filed and served up to and including five (5) court days  
27 prior to the hearing. Good cause exists for this Stipulation and brief continuance of the hearing to  
28 allow Defendants additional time to prepare their Reply Brief due to a defect in the service of

1 Plaintiff's Opposition, and Plaintiff's lead counsel is required to appear to defend four (4) court-  
2 ordered depositions in Fresno, California in another matter on September 17 and 18, 2009.

3 Dated: September 9, 2009

PRICE AND ASSOCIATES

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/s/  
PAMELA Y. PRICE, Attorneys for Plaintiff  
GEORGE ATONDO

Dated: September 9, 2009

MATHENY SEARS LINKERT &  
JAIME LLP

/s/  
RAYMOND BANGLE, Attorneys for  
Defendant COUNTY OF SOLANO

**ORDER**

**IT IS HEREBY ORDERED** that pursuant to the foregoing Stipulation and good cause appearing therefor, the hearing date for Defendants' Rule 12(b)(6) Motion to Dismiss Plaintiff's First Amended Complaint scheduled for September 18, 2009, at 10:00 a.m., shall be continued to October 2, 2009, at 10:00 a.m., and the time for filing and service of Defendants' Reply Brief, if any, shall be enlarged up to and including five (5) court days prior to the hearing.

Dated: September 11, 2009



FRANK C. DAMRELL, JR.  
UNITED STATES DISTRICT JUDGE