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5 Attorney for Arquimedes Mendoza  
6

7 IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

8 ARQUIMEDES MENDOZA, ) No. CIV 09-01710 MCE DAD  
9 )  
10 Plaintiff, ) STIPULATION AND [PROPOSED]  
ORDER TO VACATE EVIDENTIARY  
11 v. ) HEARING AND RESET MATTER FOR  
STATUS CONFERENCE  
12 MATHEW CATE, )  
13 )  
14 Defendant. )

15 An evidentiary hearing in this matter is presently scheduled  
16 for August 17, 2015. The parties have met and conferred and have  
17 agreed to vacate that date and have also agreed to schedule a  
18 status conference on October 30, 2015. The parties jointly request  
19 this Court grant their request. Should the Court wish another  
20 date, the parties shall of course accommodate the Court's  
21 schedule.  
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23 This request is necessitated by the fact undersigned is  
24 scheduled for certain medical tests on the date currently  
25 scheduled hearing and, thus, the evidentiary hearing should be  
26 rescheduled thereafter.  
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1           Accordingly, it is respectfully requested by both parties  
2 that the evidentiary hearing date be vacated and that a status  
3 conference should be reset for October 30, 2015, or a date more  
4 convenient to the Court.

5  
6 Dated: August 12, 2015

Respectfully submitted,

7                                 /s/ Michael B. Bigelow  
8   MICHAEL BIGELOW  
9   Attorney for Petitioner  
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1 **IT IS SO STIPULATED**

2 /S/Michael B. Bigelow  
3 MICHAEL B. BIGELOW  
4 Attorney for Petition

Dated: August 12, 2015

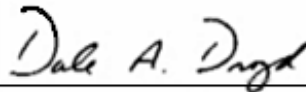
5 /s/ Kevin Quade  
6 KEVIN QUADE  
7 Attorney for Respondent

Dated: August 12, 2015

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9 **ORDER**

10 IT IS HEREBY ORDERED THAT, pursuant to the stipulation of the  
11 parties, the August 17, 2015 evidentiary hearing in the above-  
12 captioned matter is vacated and a status conference will be held  
13 on October 30, 2015, at 10:00 a.m. in the courtroom of the  
14 undersigned.  
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16 Dated: August 12, 2015

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19 DALE A. DROZD  
20 UNITED STATES MAGISTRATE JUDGE

21  
22 dadl.habeas  
23 mendoza1710.stip(2)  
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