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8 UNITED STATES DISTRICT COURT

9 EASTERN DISTRICT OF CALIFORNIA

10 THOMAS WAGNER) CASE NO. 2:11-CV-02490-GEB-EFB
TAMMY WAGNER,)
11) **STIPULATION TO EXTEND TIME**
Plaintiff,) **TO PLEAD TO COMPLAINT AND TO**
12) **ALLOW FILING OF FIRST AMENDED**
vs.) **COMPLAINT; ORDER**
13)
CITY OF STOCKTON POLICE)
14 DEPARTMENT, a municipal)
Corporation;)
15 BLAIR ULRING, in his capacity)
Of chief of police for)
16 CITY OF STOCKTON;)
MARK BERG (Stockton Police)
17 Department Star #1395);)
JEFFERY TACAZON (Stockton)
18 Police Department Star #1395);)
MICHELLE GUTHRIE (Stockton)
19 Police DEPARTMENT Star #1524);)
DOES 1-20 inclusive,)
20 individually and in their)
capacities as POLICE OFFICERS)
21 For the CITY OF STOCKTON;)
)
22 Defendants.)
)
23

24 WHEREAS, Plaintiffs Thomas Wagner and Tammy Wagner
25 ("Plaintiffs") intend to file a First Amended Complaint to name
26 the City of Stockton (sued erroneously herein as "City of
27 Stockton Police Department") as a defendant in this matter; and

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1 WHEREAS, Plaintiffs intend to amend the Complaint to further
2 clarify that Blair Ullring, Chief of Police for the Stockton
3 Police Department, will be named as a defendant in his official
4 capacity only,

5 THE PARTIES HEREBY STIPULATE AND AGREE, by and through their
6 counsel of record, that all defendants shall have an extension of
7 time to plead to the Amended Complaint until 21 days after
8 service of the First Amended Complaint upon the defendants; and

9 THE PARTIES FURTHER STIPULATE AND AGREE that the First
10 Amended Complaint shall be filed within 15 days from the Court's
11 approval of this stipulation.

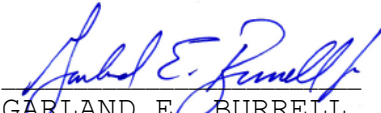
12 Dated: November 8, 2011 LAW OFFICE OF CHE L. HASHIM
13 BY: /s/ Che L. Hashim
14 CHE L. HASHIM
15 Attorney for Plaintiffs
THOMAS WAGNER and TAMMY WAGNER

16 Dated: November 8, 2011 JOHN M. LUEBBERKE
17 CITY ATTORNEY
18 BY /s/ Neal C. Lutterman
19 NEAL C. LUTTERMAN
20 DEPUTY CITY ATTORNEY
Attorneys for Defendants

21 **ORDER**

22 IT IS SO ORDERED.

23 **Date: 11/9/2011**

24 
25 GARLAND E. BURRELL, JR.
26 United States District Judge
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