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 Attorneys for Plaintiffs

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 13 UNITED STATES DISTRICT COURT  
 14 FOR THE EASTERN DISTRICT OF CALIFORNIA

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 16 V.W, a minor, by and through her Guardian Ad  
 Litem, Tenaya Barber, Individually and as  
 17 Successor in Interest of Decedent MICHAEL  
 WHITE,  
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 Plaintiffs  
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 v.  
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 CITY OF VALLEJO, a municipal corporation;  
 21 ROBERT NICHELINI, in his individual and  
 official capacity as Chief of Police; Officers Does  
 22 1-25, individually, jointly and severally  
 23  
 Defendants

Case No: 2:12-cv-01629-LKK-GGH  
**STIPULATION AND ORDER  
 CONTINUING SEPTEMBER 10, 2012  
 STATUS CONFERENCE**  
 (Complaint Filed: June 18, 2012)

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1 **I. STIPULATION**

2 1. The parties in the above-entitled action hereby request a continuance of the Status  
3 Conference currently set for September 10, 2012 to accommodate Plaintiff's Counsel Benjamin  
4 Nisenbaum's trial schedule and to provide the parties with sufficient time to meet and confer and  
5 prepare a case management plan.

6 2. The parties were unable to meet and confer on a case management plan subsequent to  
7 Defendants filing their Answer to the Complaint on August 7, 2012 because Plaintiff's counsel, Mr.  
8 Nisenbaum was out of the country on his honeymoon and did not return until Tuesday, August 28,  
9 2012. Mr. Nisenbaum is now scheduled to commence a one month long jury trial beginning on  
10 September 4, 2012 which will likely conflict with the currently scheduled Status Conference date of  
11 September 10, 2012.

12 3. Based on the foregoing, the parties believe that good cause exists to continue the September  
13 10, 2012 Status Conference to October 9, 2012 at 3:00 p.m. or as soon thereafter as the matter be  
14 heard.

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16 DATED: August 29, 2012

Respectfully submitted,

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18 /s/ Alan M. Cohen  
19 Alan M. Cohen  
20 Deputy City Attorney  
21 Attorney for Defendants  
22 City of Vallejo and Robert Nichelini

23  
24 DATED: August 29, 2012

Respectfully submitted,

25 /s/ Benjamin Nisenbaum  
26 Benjamin Nisenbaum  
27 Law Offices of John Burris  
28 Attorneys for Plaintiff

1 **II. ORDER**

2 FOR THE REASONS stated in the parties Stipulation, the Court hereby grants the parties'  
3 Stipulation and orders that Status Conference currently set for September 10, 2012 is hereby continued  
4 to October 9, 2012 at 3:00 p.m.

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6 **IT IS SO ORDERED**

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9 DATED: August 31, 2012.

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LAWRENCE K. KARLTON  
SENIOR JUDGE  
UNITED STATES DISTRICT COURT

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