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6 Attorneys for Plaintiffs

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 8 **UNITED STATES DISTRICT COURT**  
 9 **FOR THE EASTERN DISTRICT OF CALIFORNIA**

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SHAWNA BROWN, individually and as )  
 successor-in-interest for Decedent LUTHER )  
 BROWN; A.B., a minor, by and through her )  
 guardian ad litem, SHAWNA BROWN; D.P., )  
 a minor, by and through her guardian ad litem, )  
 RITA ALMENDAREZ; A.B., a minor, by and )  
 through her guardian ad litem, RITA )  
 ALMENDAREZ; D.P., a minor, by and )  
 through his guardian ad litem, RITA )  
 ALMENDAREZ; S.S.J., a minor, by and )  
 through her guardian ad litem, GAYLE )  
 JOHNSON; and QUEEN E. BROWN, )  
 individually. )

Plaintiffs,

v.

CITY OF STOCKTON, a municipal )  
 corporation; WESKEY GRINDER, )  
 individually; RYAN TAIRIOL individually; )  
 LOREEN GAMBOA, individually; 'FNU' )  
 SCOTT, individually; and DOES 1-50, )  
 inclusive, individually, )

Defendants.

Case No.: 2-13-CV-01007-KJM-KJN

**STIPULATION TO CONTINUE  
 SETTLEMENT CONFERENCE;  
 AND [PROPOSED] ORDER**

IT IS HEREBY STIPULATED by and between plaintiffs SHAWNA BROWN, et al.,

1 (“Plaintiffs”) and WESLEY GRINDER, et al., (“Defendants”), by and through their  
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3 attorneys of record, that GOOD CAUSE exists and the parties respectfully request that the  
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5 Court continue the Settlement Conference, in the above-entitled action presently set for  
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7 September 15, 2016 to a new date of the Court’s convenience not sooner than November  
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9 15, 2016.

10       During the pendency of this case, counsels for the parties have worked diligently to  
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12 prepare their cases in accordance with the Court’s Pretrial Scheduling Order. The case to  
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14 date has been handled for the defense by the City Attorney’s office. However,  
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16 the primary attorney working on the case, Ted Wood, is no longer with the City  
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18 Attorney’s Office and the City Attorney’s Office is in the process of retaining  
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20 outside counsel to handle the defense.

21       As such, the parties cannot conduct a meaningful Settlement Conference until  
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23 outside counsel has been retained and become familiar with the case. The  
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25 parties anticipate that will take up to two months. The requested two-month  
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27 extension will not impact the trial date of this action, currently set for August  
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29 28, 2017.

1 Based on the foregoing, the parties respectfully request that this Court  
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3 continue the Settlement Conference to a new date of the Court's convenience  
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5 not sooner than November 15, 2016.

6  
7 Respectfully submitted,

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9 Dated: September 6, 2016

/s/ Benjamin Nisenbaum  
Benjamin Nisenbaum, Esq.  
**LAW OFFICES OF JOHN L. BURRIS**  
Attorney for Plaintiffs  
SHAWNA BROWN, et al.

10  
11  
12 Dated: September 7, 2016

/s/ James Wilson  
(as authorized on September 7, 2016)  
James F. Wilson, Deputy City Attorney  
Attorney for Defendants  
Wesley Grinder, et al.

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17 ATTORNEY ATTESTATION

18 I hereby attest that I have on file all holograph signatures for any signatures indicated  
19 by a conformed signature (“/s/”) within this E-filed document or been authorized by all  
20 counsel to show his or her signature on this Stipulation as /s/.

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**ORDER**

Having reviewed the Stipulation of the parties and good cause appearing, IT IS  
HEREBY ORDERED that the Settlement Conference is hereby continued from  
September 15, 2016 at 9:00 a.m. to a new date of Thursday, March 23, 2017, at 9:00 a.m.

**IT IS SO ORDERED.**

Dated: September 12, 2016

  
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ALLISON CLAIRE  
UNITED STATES MAGISTRATE JUDGE