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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
EUREKA DIVISION

Michael Izell Seals,
Plaintiff,
v.
Officer Rodney K. Mitchell, et al.
Defendants.

CASE NO. C-04-3764 NJV

**ORDER APPROVING STIPULATION FOR
FILING OF AMENDED ANSWER**

Defendants John Rynhart and Lyle Thomas filed their Answer to Plaintiffs' Second Amended Complaint on June 29, 2010. Defendants are willing to withdraw the first, second, third, and ninth affirmative defenses, and the parties are in the process of meeting and conferring with respect to the sufficiency of two other affirmative defenses. In order to give the parties sufficient time to meet and confer with respect to the two other affirmative defenses, and in order to give Defendants sufficient time to amend the Answer, the parties hereby stipulate that Defendants will file an Amended Answer on or before August 2, 2010. The parties also stipulate that Plaintiff will have until twenty-one (21) days after service of the Amended Answer to file any motion to strike.

1 Dated: July 22, 2010

LATHAM & WATKINS LLP

Al Pfeiffer
Ashley Bauer
Meghna Subramanian

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By _____ /s Meghna Subramanian

Meghna Subramanian
Attorney for Plaintiff
Michael Izell Seals

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Dated: July 22, 2010

JONES & DYER

Mark A. Jones
Kristen K. Preston

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By _____ /s Mark A. Jones

Mark A. Jones
Attorney for Defendants
John Rynhart
Lyle Thomas

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ORDER

The Court having considered the foregoing stipulation of the parties, and good cause appearing, the Court hereby orders that Defendants John Rynhart and Lyle Thomas will file an Amended Answer on or before August 2, 2010.

IT IS SO ORDERED.

Dated: July 23, 2010



HON. NANDOR J. VADAS
United States Magistrate Judge