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8 IN THE UNITED STATES DISTRICT COURT
 9 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 10 SAN FRANCISCO DIVISION

12 **ROBERT O. GILMORE, JR., et al.,**
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 Plaintiffs,
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 v.
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STATE OF CALIFORNIA, et al.,
 16
 Defendants.
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CV 66-45878 SI

**STIPULATION TO CONTINUE THE
 HEARING ON DEFENDANTS'
 TERMINATION MOTION**

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 19 The hearing on Defendants' motion to terminate the injunction in this case is scheduled
 20 for March 5, 2010. Subject to the Court's approval, the parties stipulate to continue the hearing
 21 to April 16, 2010, to allow the parties to complete the production of supplemental discovery
 22 before the hearing.

23 On February 1, 2010, the Court ordered Defendants to respond to several of Plaintiffs'
 24 interrogatories and requests for production by February 17, 2010. On February 17, 2010,
 25 Defendants responded to Plaintiffs' interrogatories and produced over 11,500 pages of responsive
 26 documents. Plaintiff's have requested that Defendants reproduce certain documents because the
 27 quality of the copies produced on February 17 are poor and because some documents appear to be
 28 incomplete. Plaintiffs have also requested that Defendants confirm that responses to the

1 interrogatories are complete and accurate. Moreover, since February 17, 2010, Defendants have
2 identified a substantial number of additional documents that may be responsive to Plaintiffs'
3 discovery requests, and the parties have agreed that Defendants will produce any such responsive
4 documents in a supplemental production by March 19, 2010, and will produce a privilege log for
5 those documents by March 26, 2010.

6 On March 2, 2010, Plaintiffs requested that Defendants stipulate to continue the hearing
7 date so that Plaintiffs would have time to (1) review any reproduced documents and any
8 supplemental responses to the interrogatories, and (2) review the supplemental production of
9 documents and privilege log before the hearing on the termination motion. On March 3, 2010,
10 Defendants agreed to stipulate to the continuance.

11 THEREFORE THE PARTIES AGREE AND STIPULATE that Defendants' termination
12 motion will be heard on April 16, 2010 at 9:00 a.m.

13 Dated: March 3, 2010

Respectfully submitted,

EDMUND G. BROWN JR.
Attorney General of California

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17 /s/ Damon McClain
DAMON MCCLAIN
Deputy Attorney General
18 *Attorneys for Defendants State of California,*
19 *et al.*


20 Dated: March 3, 2010

PRISON LAW OFFICE

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23 /s/ Alison Hardy
ALISON HARDY
Attorneys for Plaintiffs

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25 PURSUANT TO THE PARTIES' STIPULATION, IT IS SO ORDERED.

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27 Dated: _____



The Honorable Susan Illston
United States District Judge