

1 JOHN A. RUSSO, City Attorney, SBN 129729
RANDOLPH W. HALL, Chief Assistant City Atty., SBN 080142
2 WILLIAM E. SIMMONS, Supervising Trial Atty., SBN 121266
ARLENE M. ROSEN, Senior Deputy City Atty., SBN 100160
3 STEPHEN Q. ROWELL, Deputy City Atty., SBN 098228
KANDIS A. WESTMORE, Deputy City Atty., SBN 194594
4 One Frank H. Ogawa Plaza, 6th Floor
Oakland, California 94612
5 Email: kawestmore@oaklandcityattorney.org
Telephone: (510) 238-6382, Fax: (510) 238-6500
6 SS02484:628271_1

7 Attorneys for Defendants
CITY OF OAKLAND, et al.

8
9
10 **UNITED STATES DISTRICT COURT**
11 **NORTHERN DISTRICT OF CALIFORNIA**
12 **SAN FRANCISCO DIVISION**

13 JAMES TAYLOR, individually; ROBERT
FORBES, individually;

14 Plaintiffs,

15 vs.

16 CITY OF OAKLAND, et al.,

17 Defendants.

Case No. C-04-4843-MHP

**DEFENDANTS' EX PARTE
APPLICATION FOR ORDER GRANTING
COUNSEL TO BRING ELECTRONIC
AND RELATED EQUIPMENT INTO THE
COURTROOM FOR TRIAL 2/9/10
THROUGH CONCLUSION**

18 DARNELL FOSTER, RAFAEL DUARTE, and
19 YANCIE YOUNG, each individually and on
behalf of all others similarly situated,

20 Plaintiffs,

21 vs.

22 CITY OF OAKLAND, et al.,

23 Defendants.

Case No. C-05-03110-MHP

24 DAVID WARD; et al.;

25 Plaintiffs,

26 vs.

27 CITY OF OAKLAND, et al.,

28 Defendants.

Case No. C-07-04179-MHP

RELATED ACTION TO FOLLOW

1 JOHN SMITH; et al.,
2
3 Plaintiffs,
4 vs.
5 CITY OF OAKLAND, et al.,
6 Defendants.

Case No. C-07-06298-MHP

6 I, ARLENE M. ROSEN, declare:

7 1. I am an attorney licensed to practice before all courts in the State of
8 California and this Court. I am a Senior Deputy City Attorney with the Office of the City Attorney
9 of Oakland, attorney of record for defendant in this action.

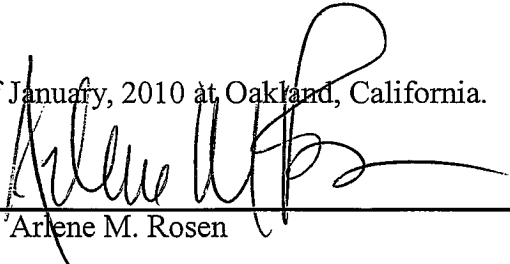
10 2. Defendant's counsel requests that defendant be permitted to bring the
11 following equipment into Courtroom 15, 18th Floor, United States District Court, 450 Golden Gate
12 Avenue, San Francisco, California for the duration of the trial in the above-entitled action, set to
13 commence on February 9, 2010.

- 14 A. Digital voice recorder/player;
- 15 B. Tape recorder/player;
- 16 C. CD Rom/DVD player and speakers.

17 Said equipment will be used only for the purpose of demonstrative, evidentiary and/or other
18 appropriate purposes as allowed by the Court during the course of trial.

19 I declare under penalty of perjury under the laws of the State of California that the
20 foregoing is true and correct.

21 Executed this 12th day of January, 2010 at Oakland, California.

22
23 
24 _____
Arlene M. Rosen

25 ORDER

26
27 Having considered the ex parte application above, and good cause appearing therefor,
28

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

IT IS HEREBY ORDERED that defendant's counsel shall have leave to bring the following equipment to the trial of the above-captioned matter, to be held in Courtroom 15, United States District Court, for the duration of the trial:

- A. Digital voice recorder/player;
- B. Tape recorder/player;
- C. CD Rom/DVD player and speakers

This order shall remain in effect until the conclusion of the trial.

IT IS SO ORDERED.

Dated: 1/13/2010

