

1 **JOHN L. BURRIS, Esq./ State Bar #69888**
 2 **ADANTE D. POINTER, Esq./State Bar #236229**
 3 **LAW OFFICES OF JOHN L. BURRIS**
 Airport Corporate Centre
 4 7677 Oakport Street, Suite 1120
 Oakland, California 94621
 Telephone: (510) 839-5200
 Facsimile: (510) 839-3882
 5 John.Burris@johnburrislaw.com
 6 Adante.Pointer@johnburrislaw.com

7 Attorneys for Plaintiffs

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 10 **UNITED STATES DISTRICT COURT**
 11 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**
 12 **SAN FRANCISCO DIVISION**

<p>14 SEAN FRANCIS McCLOSKEY, et al.</p> <p>15 Plaintiffs,</p> <p>16 v.</p> <p>17 M.E. COURTNIER, et al.</p> <p>18 Defendants.</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p>	<p>Case No.: C 05-04641 MMC</p> <p>STIPULATION AND PROPOSED ORDER CONTINUING CASE STATUS CONFERENCE</p>
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23 IT IS HEREBY STIPULATED (and respectfully requested) by and between plaintiffs
 24 and all defendants, by and through their designated counsel, that the Case Status Conference
 25 scheduled for February 6, 2009, be continued to April 17, 2009 or such later date as may be
 26 convenient to the Court.

27 Good cause is that this stipulated continuance will serve the interests of the parties and
 28 judicial comity by rescheduling the case status conference until after the plaintiff's underlying

1 criminal case is resolved. It is plaintiffs' counsel's understanding that the factually-related
2 criminal matter will be dismissed at the next state court date. The plaintiff's next state court date
3 is scheduled to occur March 2009. Once the criminal case is finally resolved, the parties will be
4 in a position to determine what causes of action, if any, are appropriate to proceed upon. Taking
5 defendants' counsel's calendar into account, the parties respectfully suggest that the Case
6 Management Conference be continued to April 17, 2009 at 10:30 a.m.
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8 In light of the foregoing, the parties respectfully request the case status conference be
9 held on April 17, 2009 at 10:30 a.m. or such other date as may be convenient for the Court.
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12 Dated: January 30, 2008

LAW OFFICES OF JOHN L. BURRIS

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14 /s/ Adante D. Pointer

ADANTÉ D. POINTER, Esq.

Attorneys for Plaintiffs

SEAN FRANCIS McCLOSKEY, LAIALA

McCLOSKEY, and DM
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18 Dated: January 30, 2008

CALIFORNIA ATTORNEY GENERAL OFFICE

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20 /s/

TOM BLAKE, Deputy Attorney General

Attorneys for Defendants

M.E. COURTNIER and J. WHITE
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~~PROPOSED~~ ORDER

PURSUANT TO THE FOREGOING STIPULATION, IT IS ORDERED THAT THE CASE STATUS CONFERENCE CURRENTLY SET FOR FEBRUARY 6, 2009, BE CONTINUED TO APRIL 17, 2009 at 10:30 a.m.. A Joint Status Conference Statement shall be filed no later than April 10, 2009.

Dated: February 4, 2009

By: 
Honorable Maxine M. Chesney
United States District Judge