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Attorneys for Defendants  
CITY AND COUNTY OF SAN FRANCISCO,  
SGT. DEAN SORGIE, LT. DANIEL LEYDON,  
OFFICER IGNACIO MARTINEZ, OFFICER  
BRIAN PHILPOTT AND OFFICER ED ROBLES

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

J. HADLEY LOUDEN,  
Plaintiff,

vs.

SGT. DEAN SORGIE (#2245), LT.  
DANIEL LEYDON (#2243), Officers  
IGNACIO MARTINEZ (#1102), BRIAN  
PHILPOTT (#925) and ED ROBLES  
(#1467), and The CITY AND COUNTY  
OF SAN FRANCISCO,  
Defendants.

Case No. 06-4762 MHP

**DEFENDANTS' FURTHER CASE STATUS  
CONFERENCE STATEMENT; ~~PROPOSED~~  
ORDER CONTINUING FURTHER CASE STATUS  
CONFERENCE TO DECEMBER 29, 2008**

Date:	October 24, 2008
Time:	3:00 p.m.
Judge:	Hon. M. Patel
Removal Date:	August 7, 2006
Trial Date:	Not Set

The parties in this case reached a tentative settlement, which, pursuant to the City's Charter, is subject to approval first by the San Francisco Police Commission (the "Commission") and then the San Francisco Board of Supervisors (the "Board"). If and when both the Commission and the Board approve the proposed settlement, Plaintiff will dismiss this lawsuit.

Accordingly, by Stipulation and Order, the Court set a Further Case Status Conference for October 24, 2008 at 3:00 p.m. Defendants now file this Further Case Status Conference

1 Statement to inform the Court that the settlement is still being considered by the Board of  
2 Supervisors' Rules Committee.<sup>1</sup> Pursuant to the City's Charter, if and when the Rules Committee  
3 approves the settlement, the settlement must still be considered by the full Board at *two*  
4 regularly-noticed Board meetings and then be presented to the Mayor for signature. Counsel for  
5 the defendants is informed and believes that the earliest date the settlement could be finally  
6 approved is November 28, 2008. It then usually takes a short period for the Controller's office to  
7 issue the settlement check.

8 Counsel for the defendants will be on an overseas vacation from November 17, 2008  
9 through December 18, 2008. Accordingly, defendants propose that the Court set a Further Case  
10 Status Conference for Monday, December 29, 2008 at 3:00 p.m. Defendants propose that the  
11 parties file a Stipulation of Dismissal or a Joint Further Case Status Conference Statement  
12 describing the status of the settlement approval on or before December 24, 2008.

13 Dated: October 17, 2008

14 DENNIS J. HERRERA  
City Attorney  
15 JOANNE HOEPER  
Chief Trial Deputy  
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17 By: /s/ Kimberly A. Bliss  
KIMBERLY A. BLISS

18 Attorneys for Defendants  
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26 <sup>1</sup> Counsel for defendants attempted to reach counsel Plaintiff's counsel by telephone and  
27 email on October 16, 2008, in hopes of filing this status conference statement and request for a  
28 continuance jointly. Plaintiff's counsel was apparently unable to respond.

1 **ORDER**

2 GOOD CAUSE appearing, it is HEREBY ORDERED that the Further Case Status  
3 Conference on October 24, 2008 at 3:00 p.m. is continued to ~~December 29, 2008~~ January 12, 2009 at 3:00 p.m.  
4 The parties shall submit a stipulation of dismissal or a further case management conference  
5 statement on or before December 24, 2008.

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7 Dated: 10/17/08

