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CITY OF OAKLAND
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10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN FRANCISCO DIVISION
13

14 ROBERT VALLADON,

15 Plaintiff,

16 v.
17

18 CITY OF OAKLAND,

19 Defendant.
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CASE NO. C06-7478 SI

STIPULATION AND [PROPOSED]
ORDER RE BRIEFING
SCHEDULE/TRIAL DATE

21 The parties to this action, by and through their attorneys, hereby submit the following
22 stipulation to the Court and request that it be executed as an Order of the Court.

23 The parties have filed a number of motions and anticipate that extensive briefing will be
24 required to respond to those motions and also to file the requisite reply briefs.

25 One motion is set for hearing on May 1, 2009, all the other motions are set for hearing on
26 May 22, 2009.

27 In light of the extensive briefing that remains as to these motions, Plaintiffs have requested
28 an enlargement of time in order to prepare and file oppositions to the various motions filed by

1225025

USDC, No. C06-7478 SI

STIPULATION AND [PROPOSED] ORDER RE BRIEFING SCHEDULE/TRIAL DATE

1 Defendant.

2 Further, the parties have not completed all discovery and are working diligently to reach
3 agreement as to the remaining discovery.

4 Therefore, based on the above, the parties stipulate as follows:

5 1. All current motion hearing dates are vacated. At the May 1, 2009, status
6 conference, the parties and the Court will agree on a briefing and hearing schedule for all
7 outstanding motions, with the parties meeting in advance to agree and submit a proposed briefing
8 and hearing schedule to the Court;

9 2. The currently-set June 22, 2009 trial date shall be vacated at the May 1, 2009 status
10 conference and a new, mutually acceptable date shall be set at that time;

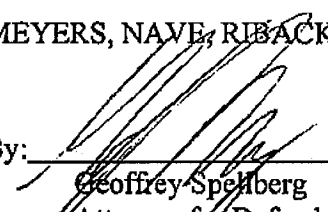
11 3. In addition to establishing an agreed-upon briefing and hearing schedule, the
12 parties will agree on the filing and briefing schedule for any other dispositive motions, specifically
13 including Defendant's anticipated cross motion on the regular rate of pay issue;

14 4. The discovery cut-off shall be extended and the parties shall agree on mutually
15 acceptable deposition dates for the remaining depositions, including Carol Casden, Vicki Laden,
16 Chief Howard Jordan, Mark Cohen and any remaining subgroup representatives. Plaintiffs note
17 that they reserve their right to object to the timeliness of Mr. Cohen's report. The parties will
18 meet and confer regarding Plaintiffs' request to re-depose Jan Black.

19 **IT IS SO STIPULATED.**

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21 Dated: April 22, 2009

MEYERS, NAVE, RIBACK, SILVER & WILSON

22
23 By: 
24 Geoffrey Speilberg
25 Attorney for Defendant
26 City of Oakland
27
28

1 Dated: April 22, 2009

AITCHISON & VICK/RAINES LUCIA

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By:  For

William B. Aitchison

Breanne Sheetz

Attorney for Plaintiff

Robert Valladon

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IT IS SO ORDERED.



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Dated: _____

HON. SUSAN ILLSTON

UNITED STATES DISTRICT COURT

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Counsel must identify all motions by docket number when requesting continuances.

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PROOF OF SERVICE

Case Name: *Robert Valladon v. City of Oakland*
United States District Court Northern District of California; Case No.: C 06 7478 SI

I, Maggie Bedig, am a citizen of the United States, and am over 18 years of age. I am employed in Contra Costa County and am not a party to the above-entitled action. My business address is Rains Lucia Stern PC, 2300 Contra Costa Blvd., Suite 230, Pleasant Hill, California 94523.

STIPULATION AND [PROPOSED] ORDER RE BRIEFING SCHEDULE/TRIAL DATE

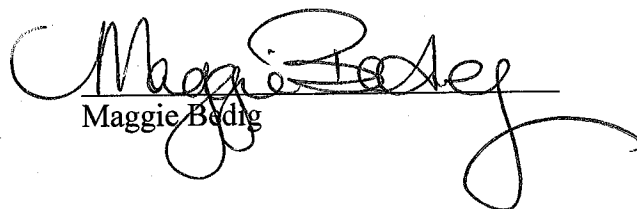
upon all parties addressed as follows:

Arthur A. Hartinger, Esq.
Geoffrey S. Spellberg, Esq.
Reichi Lee, Esq.
Meyers, Nave, Riback, Silver & Wilson
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Oakland, CA 94607
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said service was effected as indicated below:

- VIA ELECTRONIC MAIL: I attached a true and correct copy thereof in PDF format to an electronic mail message transmitted to the electronic mail address indicated above.
- FACSIMILE TRANSMISSION- I caused true and correct copies of the above-referenced document(s) to be delivered by electronic facsimile transmission.
- MAIL – I placed true and correct copies of the above-referenced document(s) in a sealed envelope, properly addressed to the above-named parties, with postage prepaid in a receptacle regularly maintained by the United States Post Office.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and was executed on April 22, 2009 at Pleasant Hill, California.


Maggie Bedig