

1 JOSEPH P. RUSSONIELLO (CSBN 44332)
 United States Attorney
 2 JOANN M. SWANSON (CSBN 88143)
 Chief, Civil Division
 3 NEILL T. TSENG (CSBN 220348)
 Assistant United States Attorney

4 450 Golden Gate Avenue, Box 36055
 5 San Francisco, California 94102-3495
 Telephone: (415) 436-7155
 6 Facsimile: (415) 436-6927
 E-mail: neill.tseng@usdoj.gov

7 Attorneys for Defendant

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

11 AMAHRA HICKS,

12 Plaintiff,

13 v.

14 ED SCHAFER, Secretary, U.S. Department
 15 of Agriculture,
 16 Defendant.

No. C 07-0112 MMC

**STIPULATION TO ENLARGE
 DISPOSITIVE MOTION DEADLINE;
 [PROPOSED] ORDER**

17 The parties stipulate to the following, subject to the approval of the Court:

18 The cutoff date for filing dispositive motions previously set for October 31, 2008, is
 19 enlarged to **November 28, 2008**.

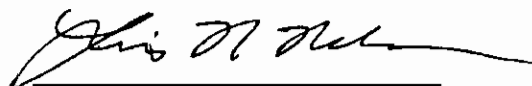
20 The parties respectfully request this enlargement of the dispositive motion deadline
 21 because they have a mediation scheduled in this matter on the date of the current deadline,
 22 October 31, and hope to reach an amicable resolution at that time, and hope to avoid the time and
 23 expense of filing a dispositive motion. Additionally, Defendant's counsel has numerous pretrial
 24 preparations (e.g., joint pretrial statement, trial brief, proposed findings of fact/conclusions of
 25 law, witness list, exhibits, etc., for a trial beginning in this district on December 8) due on
 26 November 4, 2008, two business days after the mediation and current dispositive motion

1 deadline, limiting Defendant's ability to prepare and file a motion for summary judgment by the
2 current deadline. Plaintiff's counsel Lewis Nelson also has a trial set for December 8.

3 The trial date in this matter remains set for March 16, 2009, so this will not cause any
4 delay in trial scheduling. This is the second request for an enlargement of dates in this action.

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DATED: 10/24/2008

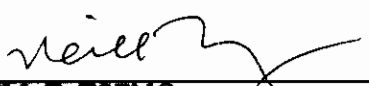

LEWIS N. NELSON
Attorney for Plaintiff

DATED: 10/24/2008


MARIANNE E. MALVEAUX
Attorney for Plaintiff

JOSEPH P. RUSSONIELLO
United States Attorney

DATED: 10/28/2008


NEILL T. TSENG
Assistant United States Attorney
Attorneys for Defendant

PURSUANT TO STIPULATION, IT IS SO ORDERED; with the exception that the
deadline to file dispositive motions is CONTINUED to November 26, 2008, as November
28, 2008 is a court holiday..

DATED: October 29, 2008


HON. MAXINE M. CHESNEY
United States District Judge