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13 **UNITED STATES DISTRICT COURT**

14 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

15 SAMUEL L. GENSAW III, et al.,

Civil Case No.: C 07 3009 THE

16 Plaintiffs,

17 v.

**STIPULATED ORDER
 CONTINUING FURTHER CASE
 MANAGEMENT CONFERENCE**

18 DEL NORTE COUNTY UNIFIED
 19 SCHOOL DISTRICT, et al.,

Honorable Thelton E. Henderson

20 Defendants.

21
 22 WHEREAS a tentative settlement agreement-in-principle has been reached in this matter;

23 WHEREAS on January 5, 2010, the Court continued the further Case Management
 24 Conference in this matter to March 1, 2010, to allow plaintiffs' counsel time to obtain plaintiff
 25 Margaret Gensaw's signature (on behalf of her children) to the final settlement agreement now fully
 26 negotiated and agreed by counsel;

1 WHEREAS, as previously reported, all parties but one have now executed the final
2 settlement agreement, including plaintiff Curtis Gensaw (on behalf of his children) and all of the
3 defendants;

4 WHEREAS plaintiffs' counsel have been in contact with Ms. Gensaw in an effort to obtain
5 her signature to the final settlement agreement;

6 WHEREAS this past weekend Ms. Gensaw has raised concerns about signing the settlement
7 agreement, concerns not directly related to the terms and conditions of the settlement agreement,
8 that plaintiffs' counsel need to further address with Ms. Gensaw;

9 WHEREAS plaintiffs' counsel expect and intend to resolve the issue presented by Ms.
10 Gensaw's hesitation to sign the settlement agreement within the next two weeks;

11 WHEREAS plaintiffs' counsel respectfully request that the further Case Management
12 Conference in this matter be continued to March 29, 2010, to allow plaintiffs' counsel time to
13 resolve the issue presented by Ms. Gensaw's hesitation to sign the settlement agreement;

14 WHEREAS plaintiffs' counsel do not intend to seek any further continuance of the further
15 Case Management Conference in this matter, expecting either to file dismissal papers before March
16 29, 2010, or to appear for the Case Management Conference on that date to make a report to the
17 Court regarding the status of this matter;

18 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED among the parties,
19 by and through their respective counsel, that:

20 1. The further Case Management Conference currently scheduled to take place on March 1,
21 2010, shall be continued to March 29, 2010, at 1:30 p.m., or on such date and at such time
22 thereafter as is convenient for the Court;

23 2. The parties shall file a joint Case Management Conference Statement seven (7) calendar
24 days prior to the next Case Management Conference; and

25 3. The CMC date will be vacated once dismissal papers are filed.
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1 DATED: February 22, 2010

COVINGTON & BURLING LLP

By *Donald W. Brown*
Donald W. Brown

Attorneys for Plaintiffs

5 DATED: February 22, 2010

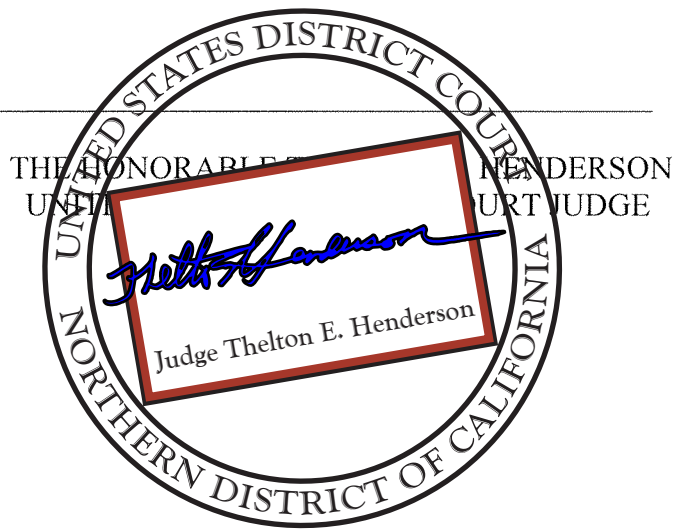
MITCHELL, BRISSO, DELANEY & VRIEZE

By s/s William F. Mitchell
William F. Mitchell

Attorneys for Defendants

11 **IT IS SO ORDERED**

12 DATED: 02/22/10



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