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STIPULATION

The court scheduled the trial date in this matter for June 28, 2010, and scheduled a pre-trial conference on June 15, 2010. The party's pretrial disclosures are due on May 28, 2010, and pre-trial submissions due June 1, 2010. However, the parties were unable to schedule a settlement conference before June 8, 2010. The parties therefore request that the court continue the date for pre-trial submissions of jury instructions, motions in limine, and stipulations regarding admissibility be continued to Friday, June 11, 2010.

The parties therefore agree and stipulate, and request that the court order, that the date for the parties' pre-trial disclosures be continued from May 28, 2010 to June 11, 2010. The parties believe that being required to submit pre-trial submissions prior to the settlement conference may cause unnecessary expenditure of resources, and may interfere with a successful outcome of the settlement conference.

SO STIPULATED.

DATED: May 20, 2010

DATED: May 20, 2010

DENNIS J. HERRERA City Attorney ELIZABETH SALVESON Chief Labor Attorney MARGARET W. BAUMGARTNER RAFAL OFIERSKI Deputy City Attorneys

RAFAL OFIERSKI

Attorneys for Defendants

LARRY MURRAY MURRAY & ASSOCIATES

LARRY MURRAY

Attorneys for Plaintiffs

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PROPOSED ORDER

Pursuant to stipulation of all parties, the parties shall submit their pre-trial submissions of jury instructions, motions in limine, and stipulations regarding admissibility on June 11, 2010.

SO ORDERED.

Date: May ___, 2010

Suran Maton

Hon. Susan Illston

Judge, United States District Court, Northern District of California