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12 IN THE UNITED STATES DISTRICT COURT  
13 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
14

15 **EDWARD TERRAN FURNACE,**

16 Plaintiff,

17 v.

19 **PAUL SULLIVAN, Correctional Officer, et  
al.,**

20 Defendants.  
21

C 07-4441 MMC

**STIPULATION EXTENDING TIME FOR  
DEFENDANTS' MOTION FOR  
SUMMARY JUDGMENT; [PROPOSED]  
ORDER**

22 TO THE HONORABLE MAXINE M. CHESNEY:

23 On November 10, 2008, the Court issued an order granting in part Defendants' motion to  
24 dismiss the Complaint. The Court's November 10, 2008 Order directed Plaintiff to file an  
25 amended complaint, if he so choose, within 30 days of that order. Plaintiff filed two amended  
26 complaints, on January 5, 2009, and January 9, 2009. In light of this belated filing, the parties  
27 stipulate, under Local Rule 7-12, that the due date for Defendants' motion for summary judgment  
28

1 is extended. Defendants' motion for summary judgment is due April 9, 2009. Plaintiff's  
2 response is due May 11, 2009. Defendants' reply is due May 26, 2009. Plaintiff further  
3 stipulates that the operative complaint is the amended complaint filed on JANUARY 9, 2009.  
4

5 IT IS SO STIPULATED.

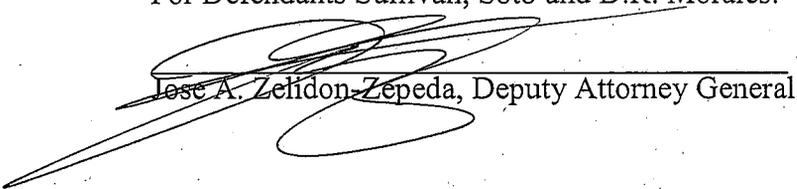
6 Dated: 1-22-09

For Plaintiff Edward T. Furnace:

7   
8 Edward T. Furnace

9 Dated: 1/29/09

For Defendants Sullivan, Soto and D.R. Morales:

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11 Jose A. Zelidon-Zepeda, Deputy Attorney General  
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13  
14 PURSUANT TO THE PARTIES' STIPULATION, IT IS SO ORDERED.

15 Dated: January 26, 2009

16   
17 THE HONORABLE MAXINE M. CHENEY  
18 United States District Judge  
19  
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**CERTIFICATE OF SERVICE**

Case Name: **E. Furnace v. P. Sullivan, et al.** No.: **C 07-4441 MMC**

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I hereby certify that on January 23, 2009, I electronically filed the following document with the Clerk of the Court by using the CM/ECF system:

**STIPULATION EXTENDING TIME FOR DEFENDANTS'  
MOTION FOR SUMMARY JUDGMENT;  
[PROPOSED] ORDER**

Participants in the case who are registered CM/ECF users will be served by the CM/ECF system.

I further certify that some of the participants in the case are not registered CM/ECF users. On January 23, 2009, I have mailed the foregoing document by First-Class Mail, postage pre-paid, or have dispatched it to a third party commercial carrier for delivery within three (3) calendar days to the following non-CM/ECF participant:

Edward T. Furnace  
**(H-33245)**  
California State Prison - Corcoran  
P. O. Box 8800  
Corcoran, CA 93212  
*In Pro Se*

I declare under penalty of perjury under the laws of the State of California the foregoing is true and correct and that this declaration was executed on January 23, 2009, at San Francisco, California.

S. Redd

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Declarant



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Signature