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Attorneys for Defendants

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

MEHRDAD ALEMOZAFFAR,

Plaintiff,

vs.

CITY AND COUNTY OF SAN
FRANCISCO, a municipal corporation;
JESSE SERNA, individually and in his
official capacity as a police officer for the
CITY AND COUNTY OF SAN
FRANCISCO; GARY MORIYAMA,
individually and in his official capacity as
a police officer for the CITY AND
COUNTY OF SAN FRANCISCO; J
MCGRATH, individually and in his
official capacity as a police officer for the
CITY AND COUNTY OF SAN
FRANCISCO; J. REYMUNDO,
individually and in his official capacity as
a deputy sheriff officer for the CITY AND
COUNTY OF SAN FRANCISCO; G.
COVIELLO, , individually and in his
official capacity as a deputy sheriff officer
for the CITY AND COUNTY OF SAN
FRANCISCO.

Defendants.

Case No. C07-4494 JSW

**STIPULATION AND ~~PROPOSED~~
ORDER CONTINUING TRIAL**

1 WHEREAS the Court set this case for trial for May 26, 2009, with a pretrial conference set
2 for May 4, 2009, at 2 p.m.;

3 WHEREAS defense counsel recently had a Superior Court trial date set for April 27, 2009,
4 the setting of trial on that date being unavoidable;

5 WHEREAS the April 27 trial will last for 2-4 weeks, depending on various factors beyond
6 the control of counsel;

7 WHEREAS the April 27 trial date will directly conflict with the May 4 pretrial conference,
8 will significantly impact the ability of counsel to prepare for the current pretrial conference and trial,
9 and may not end until very close to the current trial date;

10 WHEREAS good cause therefore exists for a brief trial continuance that will allow counsel to
11 try the April 27 trial, prepare for the pretrial conference, and prepare for trial in this matter;

12 AND WHEREAS a brief trial continuance and continuance of the pretrial conference will not
13 impact the expert deadlines previously set by the Court;

14 THE PARTIES HEREBY AGREE AND STIPULATE, subject to approval by the Court, as
15 follows:

16 1. The trial of this matter shall be continued to one of the following dates (listed in order
17 of the parties' preference and with proposed pretrial conference date in parentheses):

18 June 15, 2009 (pretrial conference on May 26 at 2 p.m.)

19 June 22, 2009 (pretrial conference on June 1 at 2 p.m.)

20 June 8, 2009 (pretrial conference on May 26 at 2 p.m.)

21 2. Lead trial counsel for Plaintiff leaves for a pre-paid vacation on July 25, 2009.

22 Accordingly, if the Court cannot accommodate a June 2009 trial date, the parties request leave to
23 submit an alternate stipulation.

24 3. The hearing on any dispositive motion shall be continued to March 20, 2009, at 9
25 a.m.

1 Dated: December 23, 2008

2 DENNIS J. HERRERA
3 City Attorney
4 JOANNE HOEPER
5 Chief Trial Deputy
6 SCOTT D. WIENER
7 DANIEL A. ZAHEER
8 Deputy City Attorneys

9 - /s/ - Scott D. Wiener

10 By: _____
11 SCOTT D. WIENER
12 Attorneys for Defendants

13 Dated: December 23, 2008

14 LAW OFFICES OF SANFORD M. CIPINKO

15 - /s/ - Sanford Cipinko

16 By: _____
17 SANFORD CIPINKO
18 Attorneys for Plaintiff MEHRDAD ALEMOZAFFAR

19 ORDER

20 Based on the foregoing stipulation and good cause appearing, the Court hereby orders that
21 the trial of this matter be continued to June 15, 2009 at 8:30 a.m., that the pretrial conference be
22 continued to May 26, 2009 at 2 p.m., and that the hearing date for any dispositive
23 motions be continued to March 20, 2009, at 9 a.m.

24 SO ORDERED.

25 Dated: January 5, 2009

26 
27 HON. JEFFREY S. WHITE
28 UNITED STATES DISTRICT JUDGE