

1 JAMES T. DIAMOND, JR., State Bar #131525  
jdiamond@goldfarbblipman.com

2 ROBERT C. MILLS, State Bar #158097  
rmills@goldfarbblipman.com

3 JULIET E. COX, State Bar #214401  
jcox@goldfarbblipman.com

4 GOLDFARB & LIPMAN LLP  
1300 Clay Street, Ninth Floor  
5 Oakland, California 94612  
Telephone: (510) 836-6336  
6 Facsimile: (510) 836-1035

7 Attorneys for Defendants and Respondents and for  
Real Parties in Interest DUBLIN HOUSING  
8 AUTHORITY; HOUSING AUTHORITY OF THE  
COUNTY OF ALAMEDA; SCS DEVELOPMENT  
9 COMPANY; and EDEN HOUSING, INC.

10 JOSEPH M. QUINN, State Bar #171898  
jqunn@meyersnave.com

11 MEYERS, NAVE, RIBACK, SILVER & WILSON  
575 Market Street, Suite 2600  
12 San Francisco, California 94105  
Telephone: (415) 421-3711  
13 Facsimile: (415) 421-3767

14 Attorneys for Defendant and Respondent  
CITY OF DUBLIN

15  
16 UNITED STATES DISTRICT COURT  
17 NORTHERN DISTRICT OF CALIFORNIA

18 ARROYO VISTA TENANTS ASS'N *et al.*,

19 Plaintiffs and Petitioners,

20 v.

21 CITY OF DUBLIN *et al.*,

22 Defendants and Respondents,

23 SCS DEVELOPMENT COMPANY *et al.*

24 Real Parties in Interest.

Case No.: 3:07-cv-05794-MHP

**STIPULATION TO MODIFY TRIAL  
PREPARATION SCHEDULE AND  
TRIAL; ~~PROPOSED~~ ORDER**

25  
26 Defendants and Respondents DUBLIN HOUSING AUTHORITY ("DHA"), HOUSING  
27 AUTHORITY OF THE COUNTY OF ALAMEDA ("HACA,"), and CITY OF DUBLIN (the  
28 "City") (together, "Defendants"); Real Parties in Interest SCS DEVELOPMENT COMPANY

1 dba CITATION HOMES CENTRAL ("Citation") and EDEN HOUSING INC. ("Eden")  
2 (together, "Real Parties"); and Plaintiffs and Petitioners ("Plaintiffs") ARROYO VISTA  
3 TENANTS ASSOCIATION, RHENAE KEYES, ANDRES ARROYO, DARLENE BROWN,  
4 and ELISE VEAL hereby stipulate, by and through their respective counsel:

5 1. As discussed with the Court at the status conference held in this action on  
6 December 1, 2008, Defendants, Real Parties, and Plaintiffs expect the United States Department  
7 of Housing and Urban Development ("HUD") to act on Defendant DHA's application to HUD  
8 for permission to dispose of the public housing complex in Dublin known as Arroyo Vista.

9 2. As discussed further at the December 1, 2008, conference, if HUD's decision is to  
10 approve DHA's application, Plaintiffs may elect to seek leave of this Court to amend their  
11 Petition and Complaint in this action to challenge that decision. Therefore, the Court instructed  
12 the parties to notify the Court within ten days of a decision by HUD and at such time, the Court  
13 will schedule a further status conference.

14 3. Because they believe that HUD's decision may require revisions to the schedule  
15 for preparation and trial of this action, Defendants, Real Parties, and Plaintiffs have deferred  
16 discovery in anticipation of that decision.

17 4. As of the date of this stipulation, HUD has not given written notice of its action  
18 on DHA's disposition application.

19 5. For these reasons, Defendants, Real Parties, and Plaintiffs jointly request that this  
20 Court modify the schedule for preparation and trial of this action by adding three months to the  
21 current schedule. Defendants, Real Parties, and Plaintiffs propose the following new schedule for  
22 this action:

23	Disclosure of witnesses (case-in-chief)	July 10, 2009
24	Non-expert discovery cutoff	September 11, 2009
25	Expert disclosures	September 25, 2009
26	Rebuttal expert disclosures	October 30, 2009
27	Expert discovery cutoff	December 4, 2009
28	Dispositive motion cutoff	January 29, 2010

1 Pre-trial conference ~~On or after~~ February 11, 2010 @ 2:30 p.m.  
2 Trial ~~On or after~~ March <sup>2</sup> 2, 2010 @ 8:30 a.m.

3 6. Defendants, Real Parties, and Plaintiffs have no need for expedited scheduling at  
4 this time, but agree to reconsider the need for an expedited schedule in the event HUD approves  
5 DHA's application for disposition of Arroyo Vista.

6 DATED: May 6, 2009 GOLDFARB & LIPMAN LLP  
7 MEYERS, NAVE, RIBACK, SILVER & WILSON

8 By: /s/ Juliet E. Cox  
9 JULIET E. COX  
10 Attorneys for Defendants and Respondents and for  
11 Real Parties in Interest DUBLIN HOUSING  
12 AUTHORITY; HOUSING AUTHORITY OF THE  
13 COUNTY OF ALAMEDA; CITY OF DUBLIN; SCS  
14 DEVELOPMENT COMPANY; and EDEN  
15 HOUSING, INC.

16 DATED: May 6, 2009 BAY AREA LEGAL AID  
17 CALIFORNIA AFFORDABLE HOUSING LAW  
18 PROJECT OF THE PUBLIC INTEREST LAW  
19 PROJECT

20 By: /s/ Lisa S. Greif  
21 LISA S. GREIF  
22 Attorneys for Plaintiffs and Petitioners ARROYO  
23 VISTA TENANTS ASSOCIATION, RHENAE  
24 KEYES, ANDRES ARROYO, DARLENE BROWN,  
25 and ELISE VEAL

Goldfarb &  
Lipman LLP  
1300 Clay Street  
Ninth Floor  
Oakland  
California  
94612  
510 836-6336  
510 836-1035 FAX

20 I hereby attest that I have on file all holograph signatures for any signatures indicated by  
21 a "conformed" signature (/s/) within this efiled document.

**ORDER**

24 Good cause appearing therefore, IT IS SO ORDERED.

26 DATED: 5/11/2009

