

1 BAY AREA LEGAL AID
 LISA S. GREIF (State Bar No. 214537)
 2 NAOMI YOUNG (State Bar No. 105041)
 PHILLIP R. MORGAN (State Bar No. 99979)
 3 1735 Telegraph Avenue
 Oakland, California 94612
 4 Telephone: 510-663-4744
 Facsimile: 510-663-4740
 5 Email: lgreif@baylegal.org
 nyoung@baylegal.org
 6 pmorgan@baylegal.org

7 CALIFORNIA AFFORDABLE HOUSING LAW
 PROJECT OF THE PUBLIC INTEREST LAW PROJECT
 8 DEBORAH COLLINS (State Bar No. 154532)
 MICHAEL RAWSON (State Bar No. 95868)
 9 CRAIG CASTELLANET (State Bar No. 176054)
 449 15th Street, Suite 301
 10 Oakland, California 94612
 Telephone: 510-891-9794, ext. 156
 11 Facsimile: 510-891-9727
 Email: dcollins@pilpca.org
 12 mrawson@pilpca.org
 ccastellanet@pilpca.org

13 Attorneys for Petitioners ARROYO VISTA TENANTS ASSOCIATION, et al. **E-FILED**

14
 15 UNITED STATES DISTRICT COURT
 16 NORTHERN DISTRICT OF CALIFORNIA

17
 18 ARROYO VISTA TENANTS ASSOCIATION,
 et al. ,

19 Plaintiffs and Petitioners,

20 vs.

21 CITY OF DUBLIN, et al.,

22 Defendants and Respondents.

23
 24 SCS DEVELOPMENT COMPANY, et al.,

25 Real Parties in Interest.

CASE NO. C 07-05794 MHP

**STIPULATION TO MODIFY TRIAL
 PREPARATION SCHEDULE AND TRIAL;
 [PROPOSED] ORDER**

1 Defendants and Respondents DUBLIN HOUSING AUTHORITY (“DHA”), HOUSING
2 AUTHORITY OF THE COUNTY OF ALAMEDA (“HACA”), and CITY OF DUBLIN (the “City”)
3 (together, “Defendants”); Real Parties in Interest SCS DEVELOPMENT COMPANY dba
4 CITATION HOMES CENTRAL (“Citation”) and EDEN HOUSING INC. (“Eden”) (together “Real
5 Parties”); and Plaintiffs and Petitioners (“Plaintiffs”) ARROYO VISTA TENANTS
6 ASSOCIATION, RHENAE KEYES, ANDRES ARROYO, DARLENE BROWN, and ELISE
7 VEAL hereby stipulate, by and through respective counsel:

8 1. Pursuant to the parties’ Stipulation to Modify Trial Preparation Schedule and Trial,
9 the Court entered an Order on June 22, 2009 (Document #115) establishing the following schedule:

| | |
|---|-----------------------------|
| 10 Disclosure of Witnesses (case-in-chief) | September 10, 2009 |
| 11 Amended Complaint | September 25, 2009 |
| 12 Non-expert discovery cut-off: | November 10, 2009 |
| 13 Expert disclosure and reports to be completed: | November 10, 2009 |
| 14 Rebuttal expert disclosure: | December 9, 2009 |
| 15 Expert discovery cut-off: | January 6, 2010 |
| 16 Hearing of dispositive motions: | February 22, 2010 |
| 17 Pre-trial conference: | March 4, 2010 at 2:30 p.m. |
| 18 Trial: | March 23, 2010 at 8:30 a.m. |

19 3. Plaintiffs, Defendants, and Real Parties in Interest have engaged in productive
20 settlement negotiations since early July 2009 and requested a settlement conference with a
21 Magistrate Judge to resolve one remaining issue. Unfortunately, it does not appear that Magistrate
22 Judge LaPorte who was assigned for settlement purposes will be available before the end of the year.
23 Therefore, the parties intend to participate in an alternative mediation through JAMS later this
24 month. In order to continue the substantial progress towards settlement made to date, the parties
25 propose the following modification of the trial preparation and trial schedule:

| | |
|---|-------------------|
| 26 Disclosure of Witnesses (case-in-chief): | October 9, 2009 |
| 27 Amended Complaint: | October 23, 2009 |
| 28 Non-expert discovery cut-off: | December 10, 2009 |

| | | |
|---|--|---|
| 1 | Expert disclosure and reports to be completed: | December 10, 2009 |
| 2 | Rebuttal expert disclosure: | January 8, 2010 |
| 3 | Expert discovery cut-off: | February 5, 2010 |
| 4 | Hearing of dispositive motions: | March 22, 2010 |
| 5 | Pre-trial conference: | April 8 ⁷ , 2010 at 2:30 p.m. |
| 6 | Trial: | April 27, 2010 at 8:30 a.m. |

7 4. In the event settlement discussions are unsuccessful and plaintiffs initiate an action to
8 challenge HUD's approval of DHA's application for disposition, the parties agree that the above
9 schedule may need to be revised.

10
11
12 DATED: 9/10/09 BAY AREA LEGAL AID
13
14 CALIFORNIA AFFORDABLE HOUSING LAW PROJECT OF
15 THE PUBLIC INTEREST LAW PROJECT

16 BY: _____ /s/
17 LISA GREIF
18 Attorneys for Plaintiffs and Petitioners ARROYO VISTA
19 TENANTS ASSOCIATION, RHENAE KEYES,
20 ANDRES ARROYO, DARLENE BROWN, and ELISE
21 VEAL

22 DATED: 9/10/09 GOLDFARB & LIPMAN
23
24 MEYERS, NAVE, RIBACK, SILVER & WILSON

25 BY: _____ /s/
26 JULIET E. COX
27 Attorneys for Defendants and Respondents and for Real
28 Parties in Interest DUBLIN HOUSING AUTHORITY;
ALAMEDA COUNTY HOUSING AUTHORITY; CITY
OF DUBLIN; SCS DEVELOPMENT COMPANY and
EDEN HOUSING, INC.

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

3
4 Dated: 9/10/09

_____ /s/ _____

5 LISA GREIF
6 Attorney for Plaintiffs

7
8 **ORDER**

9
10 Good cause appearing therefore, IT IS SO ORDERED.

11
12
13 DATED: 9/10/2009

