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18
 19 UNITED STATES DISTRICT COURT
 20 NORTHERN DISTRICT OF CALIFORNIA

21
 22 DENNIS HART AND RON MILLER,
 23 Plaintiffs,
 24 v.
 25 CITY OF ALAMEDA,
 26 Defendant.

) Case No.: C 07-05845 MMC

) **UPDATED JOINT CASE MANAGEMENT**
) **STATEMENT AND ~~PROPOSED~~ ORDER**

) Date: July 24, 2009
) Time: 10:30 a.m.
) Dept: Courtroom 7, 19th Floor
) The Hon. Maxine M. Chesney

1 The parties to the above-entitled action jointly submit this updated Joint Case
2 Management Statement and Proposed Order and request that the Court adopt it as its Case
3 Management Order in this case.

4 This Court's Order granting in part and denying in part the parties' cross-motions for
5 Summary Adjudication was issued on June 17, 2009. Now that the principal legal issues in
6 dispute have been resolved, the parties have agreed to meet within the next thirty (30) days to
7 determine whether the remaining aspects of the case can be resolved, or whether further
8 discovery is required before this matter is fully adjudicated.

9 Therefore, to further the efforts at informal resolution, the parties request that the July 24
10 Case Management Conference be continued for approximately sixty (60) days for the parties to
11 attempt to resolve this matter. At that time, the parties will be in a better position to identify
12 whether the parties have reached a resolution, whether the intervention of a third party or
13 additional discovery is appropriate to facilitate resolution, or whether the parties intend to
14 proceed to trial with the remaining claims.

15 Date: July 9, 2009

/ s /

16 _____
Alison Berry Wilkinson
17 Attorney for Plaintiffs

18 Date: July 9, 2009

/ s /


19 _____
Ian P. Fellerman
20 Attorney for Defendant

21 **CASE MANAGEMENT ORDER**

22 The Case Management Statement is hereby adopted by the Court as the Case Management
23 Order for the case and the parties are ordered to comply. The Court hereby Orders that:

- 24 1. The Case Management Conference scheduled for July 24, 2009 is hereby
25 continued to September 18, 2009, with an updated Joint Case Management
26 Statement to be filed by the parties seven days prior thereto.

27 Date: July 15, 2009

28 
MAXINE CHESNEY
United States District Court Judge