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 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

) **STIPULATION TO CONTINUE CASE**
) **MANAGEMENT CONFERENCE AND**
) **~~PROPOSED~~ ORDER**

STIPULATION TO CONTINUE CASE MANAGEMENT CONFERENCE AND PROPOSED ORDER

1 IT IS HEREBY STIPULATED AND AGREED by Plaintiffs and Defendant, through
2 their respective counsel, that the September 18, 2009 Case Management Conference should be
3 continued for approximately sixty (60) days to give the parties additional time to attempt to
4 resolve this matter, given that the Court's ruling on the parties' cross-motions for partial
5 summary judgment has decided the key legal issues. The parties participated in a settlement
6 conference on August 18, 2009, and anticipate further discussions in and through the month of
7 September. At that time, the parties will be in a better position to identify whether the parties
8 have reached a resolution, whether the intervention of a third party or additional discovery is
9 appropriate to facilitate resolution, or whether the parties intend to proceed to trial with the
10 remaining claims.

11 Date: August 20, 2009

/ s /

12 _____
13 Alison Berry Wilkinson
14 Attorney for Plaintiffs

15 Date: August 20, 2009


/ s /

16 _____
17 Ian P. Fellerman
18 Attorney for Defendant

19 ORDER

20 Pursuant to Stipulation of the parties, the Court hereby Orders that the Case Management
21 Conference scheduled for September 18, 2009 is continued to November 20, 2009 at 10:30
22 a.m., with an updated Joint Case Management Statement to be filed by the parties seven days
23 prior thereto.

24 Date: ~~August 20, 2009~~
25 September 3, 2009

26 
27 MAXINE CHESNEY
28 United States District Court Judge