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 CITY AND COUNTY OF SAN FRANCISCO ET AL.

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19 Attorneys for Plaintiffs
 20 SHAWN MYERS and SARAH MYERS

21 UNITED STATES DISTRICT COURT
 22 NORTHERN DISTRICT OF CALIFORNIA

23 JAMAL JACKSON; JANNIE MENDEZ,
 24 Plaintiffs,
 25 vs.

Case No. C08-1916 MEJ

**AMENDED STIPULATION AND
~~PROPOSED~~ ORDER TO EXTEND
 DISCOVERY, EXPERT DISCLOSURE
 AND DISPOSITIVE MOTION
 DEADLINES**

26 CITY AND COUNTY OF SAN
 FRANCISCO, a municipal corporation;
 27 HEATHER FONG, in her capacity as
 Chief of Police for the CITY AND

Trial Date: None Set

28 AMENDED STIP. PRO. RESCHEDULING EXPERT
 DISCLOSURE AND DISCOVERY CUT-OFF DATES;
 CASE NOS. C08-1916 MEJ ; C08-01163 MEJ

1 COUNTY OF SAN FRANCISCO; JESSE
2 SERNA, individually, and in his capacity
3 as a police officers for the CITY AND
4 COUNTY OF SAN FRANCISCO; GARY
5 MORIYAMA, individually and in his
6 capacity as a police officer for the CITY
7 AND COUNTY OF SAN FRANCISCO;
8 and San Francisco police officers and
9 employees DOES 1 through 50, inclusive,
10
11 Defendants.

12 SHAWN MYERS and SARAH MYERS,
13
14 Plaintiffs,
15
16 vs.

Case No. C08-01163 MEJ

Trial Date: Not set

17 CITY AND COUNTY OF SAN
18 FRANCISCO, a municipal corporation;
19 HEATHER FONG, in her capacity as
20 Chief of Police for the CITY AND
21 COUNTY OF SAN FRANCISCO; JESSE
22 SERNA, individually, and in his capacity
23 as a police officer for the CITY AND
24 COUNTY OF SAN FRANCISCO; GARY
25 MORIYAMA, individually and in his
26 capacity as a police officer for the CITY
27 AND COUNTY OF SAN FRANCISCO;
28 and San Francisco police officers and
employees, DOES 1 through 50, inclusive,
Defendants.

The undersigned parties, through counsel, STIPULATE and AGREE and jointly request modification of this Court's Orders concerning and setting dates for discovery cut-offs in the above-captioned matters.

The parties make this request based on the following circumstances:

1. The parties filed a Stipulation and Proposed Order ("March 22 Stipulation") with the Court on March 22, 2010. The March 22, 2010 Stipulation requests that that the Court amend its Scheduling Order as follows:

- June 25, 2010: Last day for expert witness disclosures
- July 9, 2010: Rebuttal expert witness disclosure
- July 23, 2010: Close of fact and expert discovery

- August 19, 2010: Last day to file dispositive motions
- 10 a.m., September 23, 2010: Dispositive Motion Hearing

3. The parties erroneously attached an earlier draft of the Proposed Order to the March 22 Stipulation, which contained different dates than those dates stipulated by the parties.

4. On March 23, 2010, the Court signed the Proposed Order that contains the erroneously-submitted dates described below. That Proposed Order differs from the March 22 Stipulation as follows. It moves expert disclosure to April 26, 2010 rather than June 25, 2010, moves the date for close of discovery to May 12, 2010 rather than July 23, 2010 and does not address the dates for dispositive motions or expert rebuttal.

For the aforementioned reasons, the parties jointly request that the Court sign the attached amended Proposed Order, which conforms with the parties' March 22, 2010 stipulation. Consistent with the parties' March 22 Stipulation, the parties request that the Court amend its Scheduling Order as follows:

- June 25, 2010: Last day for expert witness disclosures
- July 9, 2010: Rebuttal expert witness disclosure
- July 23, 2010: Close of fact and expert discovery
- August 19, 2010: Last day to file dispositive motions
- 10 a.m., September 23, 2010: Dispositive Motion Hearing

IT IS SO STIPULATED.

Dated: March 25, 2010

DENNIS J. HERRERA
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SEAN F. CONNOLLY
WARREN METLITZKY
Deputy City Attorneys

By: /s/ Warren Metlitzky
WARREN METLITZKY
Deputy City Attorney
Attorneys for Defendants CITY AND COUNTY OF
SAN FRANCISCO, et al.

1 Dated: March 25, 2010

LAW OFFICES OF CHEASTY & CHEASTY

2 By: /s/ Robert C. Cheasty
3 ROBERT C. CHEASTY

4 Attorneys for Plaintiffs JAMAL JACKSON and
5 JANNIE MENDEZ

6 **Pursuant to General Order 45, §X.B., the filer of this
7 document attests that s/he has received the concurrence
8 of this signatory to file this document.

9 Dated: March 25, 2010

FREITAS MCCARTHY MACMAHON
& KEATING LLP

10 By: /s/ Matthew C. Mani
11 MATTHEW C. MANI

12 Attorneys for Plaintiffs SHAWN MYERS and SARAH
13 MYERS

14 **Pursuant to General Order 45, §X.B., the filer of this
15 document attests that s/he has received the concurrence
16 of this signatory to file this document.

ORDER

Based on the above stipulation and the March 22, 2010 Stipulation of all parties, and for good cause appearing, IT IS ORDERED that the Court's Scheduling Order be amended as follows:

- June 25, 2010: Last day for expert witness disclosures
- July 9, 2010: Rebuttal expert witness disclosure
- July 23, 2010: Close of fact and expert discovery
- August 19, 2010: Last day to file dispositive motions
- 10 a.m., September 23, 2010: Dispositive Motion Hearing

Dated: March 26, 2010



THE HONORABLE MARIA-ELENA JAMES