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12 Attorneys for Defendant COUNTY OF ALAMEDA

13 UNITED STATES DISTRICT COURT
 14 NORTHERN DISTRICT OF CALIFORNIA

15 SHAWNA WILKINS-JONES,
 16 Plaintiff,

CASE NO. C08-01485 MHP
Civil Rights

17 v.
 18

**STIPULATION AND ~~PROPOSED~~
 ORDER TO CONTINUE SETTLEMENT
 CONFERENCE**

19 COUNTY OF ALAMEDA, and DOES
 20 1-10, Inclusive,
 21 Defendants.
 _____/

Date: March 10, 2009
 Time: 10:00 am
 Judge: Hon. James Larson
 Place: U.S. District Court
 450 Golden Gate
 San Francisco, CA

23 The parties request a continuance of the currently scheduled Settlement Conference for
 24 the following good cause:

25 1. The parties had set a settlement conference for March 10, 2009. However,
 26 plaintiff has not received her report on the access barriers from her expert, and he will be
 27 unable to provide that report for approximately three weeks. Plaintiff's expert Barry Atwood
 28 has been ill, has had to move to a new office, and has lost his support-staff employee, all of

1 which has made it impossible for him to complete the report in the timeframe that he originally
2 planned. (See concurrently filed Declaration of Barry Atwood). The plaintiff will not be in a
3 position to make an injunctive relief demand or negotiate any aspect of this case without her
4 expert report.

5 2. Plaintiff's counsel has notified defendant's counsel of the delay, and has notified
6 Judge Larson's chambers of the delay, and neither Judge Larson nor defense counsel has any
7 objection to continuing the settlement conference.

8 3. Holding a settlement conference at this time, without anything substantive to
9 report to the court, would be a waste of the court's time and resources, and would increase the
10 attorney fees in the litigation and make the case less likely to settle.

11 4. A continuance of the Settlement Conference will not prejudice any party, as
12 there are no pending pre-trial or trial dates. Formal discovery is currently stayed so extending
13 the deadlines will not increase the cost of the litigation.

14 5. Plaintiff has already filed a stipulation and [proposed] order to continue the
15 Further Case Management Conference, currently scheduled for March 30, 2009, until after July
16 2009; and to extend the current deadline for holding a settlement conference until July 31,
17 2009.

18
19 Dated: March 4, 2009

PAUL L. REIN
JULIE OSTIL
CELIA MCGUINNESS
LAW OFFICES OF PAUL L. REIN

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21
22 /s/ Julie Ostil
23 Attorneys for Plaintiff
SHAWNA WILKINS-JONES

24
25 Dated: March 4, 2009

DIANE GRAYDON
DEPUTY COUNTY COUNSEL
COUNTY OF ALAMEDA

26
27 /s/ Diane Graydon
28 Attorneys for Defendant
COUNTY OF ALAMEDA

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~~PROPOSED~~ ORDER

Pursuant to stipulation, and for good cause shown, it is hereby ORDERED that the Settlement Conference currently set for March 10, 2009 is continued to June 26, 2009, at 10:00 a.m..

Dated: March 5, 2009



HON. JAMES LARSON
U.S. MAGISTRATE JUDGE