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ANTIOCH UNIFIED SCHOOL DISTRICT,
DEBORAH SIMS, JO ELLA ALLEN,
ROBERT BRAVO, ANDY CANNON, RON
LEONE, and BUKKY OYEBADE

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

DEARMAND E., a minor, by and through)
DEARMAND ELLIS, JR., his father/legal)
guardian; MICHAEL H., a minor, by and through)
ONITA TUGGLES, his mother/legal guardian;)
and NICHOLAS P., a minor, by and through)
BETTINA LAWRENCE, his mother/legal)
guardian,)

Plaintiffs,)

vs.)

CITY OF ANTIOCH, ANTIOCH POLICE)
DEPARTMENT, JAMES HYDE, Chief of)
Police, Antioch Police Department, in his)

Case No.: C 08-01709 SI

**STIPULATION AND PROPOSED
ORDER TO TAKE DEFENDANT
OFFICER VINCENT'S DEPOSITION
AFTER THE DISCOVERY DEADLINE
OF JUNE 30, 2009**

TRIAL DATE: November 16, 2009
JUDGE: Hon. Susan Illston

1 individual and official capacities; OFFICER)
 2 JAMES VINCENT (#3747), OFFICER LEROY)
 3 BLOXSOM (#2083), OFFICER PFEIFFER)
 4 (#3707), OFFICER M. ZEPEDA (#4137),)
 5 SERGEANT KEVIN ROGERS (#2464),)
 6 OFFICER R. SOLARI (#2372), in their)
 7 individual and official capacities; ANTIOCH)
 8 UNIFIED SCHOOL DISTRICT; DEBORAH)
 9 SIMS, ROBERT BRAVO, RON LEONE, in their)
 10 individual and official capacities; JO ELLA)
 11 ALLEN, ANDY CANNON, and BUKKY)
 12 OYEBADE, in their individual capacity,)
 13)
 14 Defendants.)
 15)
 16)
 17)
 18)
 19)
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 21)
 22)

10 Whereas counsel for the City of Antioch Defendants has represented that Defendant Officer
 11 James Vincent is currently unavailable for his deposition because he was involved in a motor
 12 vehicle accident and suffered serious physical injuries;

13 Whereas the matter relating to Officer Vincent’s unavailability was brought to the attention
 14 of the Court at the Joint Case Management Conference of April 10, 2009;

15 Whereas the Federal Rules of Civil Procedure, Rule 29, provides that the parties may
 16 stipulate to extend the time for any form of discovery with Court approval;

17 IT IS HEREBY STIPULATED by Plaintiffs DeArmand E., Nicholas P., and Michael H.,
 18 Defendants City of Antioch, Antioch Police Department, Hyde, Vincent, Bloxsom, Pfeiffer,
 19 Zepeda, Rogers, and Solari, and Defendants Antioch Unified School District, Sims, Allen, Bravo,
 20 Cannon, Leone, and Oyebade through their undersigned respective counsel that the deposition of
 21 Defendant Vincent may be taken after the applicable discovery deadline of June 30, 2009.

23 DATED: May 12, 2009

By: /s/ Jivaka Candappa

24 _____
 25 JIVAKA CANDAPPA
 26 Attorney for Plaintiffs
 27 DEARMAND E., MICHAEL H., and NICHOLAS P.
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DATED: May 12, 2009

JUSTICE FIRST LLP

By: /s/ Jenny Huang

JENNY HUANG

Attorneys for Plaintiffs

DEARMAND E., MICHAEL H., and NICHOLAS P.

DATED: May 11,, 2009

MCNAMARA, DODGE, NEY, BEATTY, SLATTERY,
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By: /s/ Noah Blechman

JAMES V. FITZGERALD, III

NOAH G. BLECHMAN

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CITY OF ANTIOCH, ANTIOCH POLICE
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VINCENT, OFFICER LEROY BLOXSOM,
OFFICER PFEIFFER, OFFICER M. ZEPEDA,
SERGEANT KEVIN ROGERS, and OFFICER R.
SOLARI

DATED: May 11, 2009

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TIMOTHY P. MURPHY

DOLORES M. DONOHOE

Attorneys for Defendants

ANTIOCH UNIFIED SCHOOL DISTRICT,
DEBORAH SIMS, JO ELLA ALLEN, ROBERT
BRAVO, ANDY CANNON, RON LEONE, and
BUKKY OYEBADE

APPROVED AND SO ORDERED

DATED: _____



THE HONORABLE SUSAN ILLSTON, JUDGE
UNITED STATES DISTRICT COURT