

1 DENNIS J. HERRERA, State Bar #139669  
 City Attorney  
 2 JOANNE HOEPER, State Bar #114961  
 Chief Trial Deputy  
 3 SCOTT D. WIENER, State Bar #189266  
 Deputy City Attorney  
 4 1390 Market Street, 7th Floor  
 San Francisco, California 94102-5408  
 5 Telephone: (415) 554-4283  
 Facsimile: (415) 554-3837

6 Attorneys for Defendants  
 7 CITY AND COUNTY OF SAN FRANCISCO,  
 HEATHER FONG, MATTHEW MASON,  
 8 HUGH HALL, GREGORY HICKS, LEON LOEW,  
 JOHN CRUDO, PAUL DAVIES, JEFF ADACHI, AND  
 9 ROBERT BUNKER

10 UNITED STATES DISTRICT COURT  
 11 NORTHERN DISTRICT OF CALIFORNIA

12 CHERYL COTTERILL,  
 13 Plaintiff,

14 vs.

15 CITY AND COUNTY OF SAN  
 16 FRANCISCO, et al.,  
 17 Defendants.

Case No. CV-08-02295 JSW  
**AS MODIFIED**  
**STIPULATION AND ~~PROPOSED~~**  
**ORDER CHANGING DATE OF**  
**SUMMARY JUDGMENT HEARING**

1 WHEREAS the City Defendants moved for summary judgment and noticed a hearing for  
2 September 18, 2009, at 9 a.m.;

3 WHEREAS the Court sua sponte continued the hearing date to October 9, 2009, which the  
4 Court had previously designated as the last day to hear dispositive motions;

5 AND WHEREAS Deputy City Attorney Scott Wiener, who is lead trial counsel for the City  
6 Defendants and whose presence is necessary at the hearing, is highly likely to be out of town on  
7 October 9, which is one of the reasons the City Defendants did not notice their motion for that date;

8 THE PARTIES HEREBY AGREE AND STIPULATE, subject to approval by the Court, as  
9 follows:

10 1. The hearing on the City Defendants' motion for summary judgment will be continued  
11 to October 16, 2009, at 9 a.m.

12 2. If any other party files a dispositive motion, that party may notice the hearing for  
13 October <sup>23</sup>~~16~~ notwithstanding the Court's previous designation of October 9 at the last day to hear  
14 dispositive motions.

15 3. The briefing schedule previously set by the Court for the City Defendants' motion will  
16 not be altered by this stipulation and proposed order.

17  
18 Dated: August 27, 2009

19 DENNIS J. HERRERA  
20 City Attorney  
21 JOANNE HOEPER  
22 Chief Trial Deputy  
23 SCOTT D. WIENER  
24 Deputy City Attorney

25 -/s/- Scott D. Wiener

26 By: \_\_\_\_\_  
27 SCOTT D. WIENER  
28 Attorneys for Defendants  
CITY AND COUNTY OF SAN FRANCISCO,  
HEATHER FONG, MATTHEW MASON,  
HUGH HALL, GREGORY HICKS, LEON LOEW,  
JOHN CRUDO, PAUL DAVIES, JEFF ADACHI, AND  
ROBERT BUNKER

1 Dated: August 27, 2009

2 GREGORY M. HAYNES, ESQ.

3 -/s/- Gregory M. Haynes\*

4 By: \_\_\_\_\_

5 GREGORY M. HAYNES  
6 Attorney for Plaintiff CHERYL COTTERILL

7 \*Pursuant to GO 45, the electronic signatory has  
8 obtained approval from this signatory.

9 Dated: August 27, 2009

10 HASSARD BONNINGTON LLP

11 -/s/- R. Wesley Pratt\*

12 By: \_\_\_\_\_

13 R. WESLEY PRATT  
14 Attorneys for Defendants THE REGENTS OF THE  
15 UNIVERSITY OF CALIFORNIA, ESTER CHOO,  
16 TRUDY SINGZON, JESSICA FOGLER, REGINA  
17 GRAHAM, TAMAR SEIVER, FREDERICK HUANG,  
18 HURBERT OCHITILL, RICK PATEL, ALICIA F.  
19 LIEBERMAN, MARK LEARY, ROBERT OKIN, AND  
20 ROBERT DYNES

21 \*Pursuant to GO 45, the electronic signatory has  
22 obtained approval from this signatory.

23 ORDER

24 Based on the foregoing stipulation, the Court hereby ORDERS that the hearing on the City  
25 Defendants' motion for summary judgment be continued to Friday October 16<sup>23</sup>, 2009, at 9 a.m. The  
26 briefing schedule previously set by this Court shall remain in place and is not altered by this Order.

27 Dated: August 27, 2009 \_\_\_\_\_

28   
\_\_\_\_\_  
HON. JEFFREY S. WHITE  
UNITED STATES DISTRICT JUDGE