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13 UNITED STATES DISTRICT COURT
 14 NORTHERN DISTRICT OF CALIFORNIA

15 RAYMUNDO CHAVEZ,
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 Plaintiff,
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 v.
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 19 CITY OF OAKLAND, CHIEF WAYNE G.
 TUCKER, OFFICER K. REYNOLDS,
 20 OFFICER CESAR GARCIA, and DOES 1-20,
 inclusive,
 21
 22 Defendants.

Case No. C08-04015 CRB

**STIPULATION AND [PROPOSED]
 ORDER TO CONTINUE HEARING
 DATE ON MOTION FOR SUMMARY
 JUDGMENT ON THE GROUNDS OF
 QUALIFIED IMMUNITY**

THE HONORABLE CHARLES R. BREYER

23
 24 The parties to the above captioned litigation, by and through their undersigned counsel of
 25 record, hereby stipulate as follows:

26 1. The parties request to continue the scheduled date for the Motion for Summary
 27 Judgment On the Grounds of Qualified Immunity for two weeks, from April 24, 2009 to May 8,
 28 2009, and to change the due dates for the opposition and reply papers accordingly.

1 2. All depositions and written discovery necessary for the Motion for Summary
2 Judgment On the Grounds of Qualified Immunity have been completed.

3 3. Good cause exists for the two-week extension, due to the facts that plaintiff's counsel
4 has had unexpected litigation emergencies and medical illness during the period when counsel
5 otherwise would have been able to devote to drafting an opposition to the Motion, and counsel for
6 defendants, due to the mandatory furlough days instituted by the City of Oakland due to the fiscal
7 emergency, will be unable to devote sufficient time to the reply brief under the current schedule.

8 4. One prior extension of the hearing date had been requested, for a one-week
9 extension, to enable the parties sufficient time to complete discovery relevant to the motion. As
10 noted above, all necessary discovery has now been completed.

11 DATED: March 27, 2009

12 GROSS BELSKY ALONSO LLP

13
14 /s/ Terry Gross

15 Attorneys for Plaintiff
16 RAYMUNDO CHAVEZ

17 DATED: March 27, 2009

18 OAKLAND CITY ATTORNEY

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20 /s/ Rachel Wagner

21 Attorneys for Defendants
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ORDER

Based on the Stipulation and Order, and good cause appearing therefor, the hearing date on defendants' Motion for Summary Judgment on Qualified Immunity is continued from April 24, 2009 to May 8, 2009. Plaintiff's Opposition is due on April 17, 2009, and defendants' reply is due on April 24, 2009.

IT IS SO ORDERED.

Dated: March 30, 2009

Charles R. Breyer
United States District Court Judge

