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20 Attorneys for Defendants
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 22 Cogbill, Deputy Sheriff Morris Eric Salkin

23 UNITED STATES DISTRICT COURT
 24 NORTHERN DISTRICT OF CALIFORNIA

25 COMMITTEE FOR IMMIGRANT RIGHTS
 26 OF SONOMA COUNTY, et al.,

No. CV-08-4220-PJH

27 Plaintiffs,

**JOINT STIPULATION TO MODIFY CASE
 MANAGEMENT AND PRETRIAL ORDER
 WITH RESPECT TO SETTLEMENT
 CONFERENCE DATE; [~~PROPOSED~~]
 ORDER**

28 v.

COUNTY OF SONOMA, et al.,

Defendants.

[NO HEARING SET]

The parties herein, through their respective counsel of record, hereby agree and stipulate as follows.

1. Pursuant to the initial Case Management and Pretrial Order filed on December 19, 2008 (Docket No. 22), this Court referred the case to Magistrate Judge Chen for a settlement conference to occur during August or September 2009, or as soon thereafter as was convenient for the assigned Judge.

1 2. Magistrate Judge Chen set the original settlement conference to occur on August 25,
2 2009, via a Notice of Settlement Conference and Settlement Conference Order (Docket No. 42).

3 3. On August 10, 2009, pursuant to the parties' stipulation, Magistrate Judge Chen
4 continued the settlement conference to October 20, 2009 (Docket No. 123). Counsel for the parties
5 requested this continuance based on: (1) this Court's Order granting in part and denying in part
6 Defendants' motions to dismiss and motion for more definite statement, entered on July 31, 2009,
7 which also provided Plaintiffs 30 days in which to file an amended complaint; and (2) to accommodate
8 the schedules of counsel for the parties.

9 4. Pursuant to stipulation and order entered by this Court on September 9, 2009 (Docket
10 No. 134), Plaintiffs subsequently filed their Second Amended Complaint on September 14, 2009 (the
11 "complaint"). The complaint consists of 74 pages and includes 22 causes of action (many of which
12 contain several sub-parts) seeking injunctive and declaratory relief as well as damages (compensatory
13 and punitive).

14 5. All Defendants intend to file motions to dismiss the complaint on the stipulated due
15 date of October 29, 2009 (see Docket No. 134).

16 6. By and through a separate joint stipulation, the parties are requesting this Court to
17 approve a briefing and hearing schedule on Defendants' motions to dismiss, as follows: motions to
18 dismiss due 10/29/09; oppositions due 12/16/09; replies due 1/2/10; and hearing date set for 2/3/10, at
19 9:00 a.m.

20 7. To permit this Court to hear the motions to dismiss and resolve jurisdictional disputes,
21 dismiss or delimit claims, and to allow for more productive settlement discussions to occur, the parties
22 request this Court to modify its Case Management and Pretrial Order to allow Magistrate Judge Chen
23 to reset the settlement conference to a date approximately 30 days after this Court rules on
24 Defendants' second motions to dismiss.

25 IT IS SO STIPULATED.

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1 Dated: October 7, 2009

STEVEN M. WOODSIDE, County Counsel

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By: /s/ Anne L. Keck
Anne L. Keck
Deputy County Counsel

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Attorneys for Defendants the County of Sonoma, Sheriff-Coroner William Cogbill, and Deputy Sheriff Morris Eric Salkin

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Dated: October 7, 2009

JOSEPH P. RUSSONIELLO
United States Attorney

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By: /s/ Ila C. Deiss
Ila C. Deiss
Assistant United States Attorney

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Attorneys for Defendants U.S. Department of Homeland Security, Bureau of Immigration and Customs Enforcement; Special Agent Mario Huelga; and Special Agent Chris Merendino

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Dated: October 7, 2009

MICHAEL F. HERTZ
Deputy Assistant Attorney General, Civil Division

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By: /s/ Colin Kisor
Colin Kisor
Trial Attorney
U.S. DOJ, Office of Immigration Litigation

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Attorneys for Defendant U.S. Department of Homeland Security, Bureau of Immigration and Customs Enforcement

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Dated: October 7, 2009

LATHAM & WATKINS LLP

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By: /s/ Melissa N. Chan
Alfred C. Pfeiffer, Jr.
Melissa N. Chan

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Attorneys for Plaintiffs

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ORDER

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PURSUANT TO THE FOREGOING STIPULATION, IT IS SO ORDERED

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Date: 10/15/09

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Honorable Phyllis J. Hamilton
United States District Judge

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