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6 Attorneys for Defendant  
 STEPHEN M. RAFFLE, M.D.  
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9 UNITED STATES DISTRICT COURT  
 10 NORTHERN DISTRICT DISTRICT OF CALIFORNIA  
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12 CHRISTOPHER YANKE,  
 13 Plaintiff(s),

14 vs.

15 CITY OF OAKLAND, WAYNE TUCKER,  
 DEBRA TAYLOR JOHNSON, KENNETH  
 16 PARRIS, STEPHEN RAFFLE, M.D., AND  
 DOES 1-10,  
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Defendant(s).  
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Case No.: C-08-04379 EDL

**SECOND STIPULATION AND  
 ORDER TO CONTINUE ALL  
 DEFENDANTS' MOTIONS TO  
 DISMISS; TO CONTINUE THE  
 INITIAL CASE MANAGEMENT  
 CONFERENCE AND TO CONTINUE  
 THE DEADLINE TO EXCHANGE  
 INITIAL DISCLOSURES**

Trial Date: NONE

21 Defendant STEPHEN M. RAFFLE, M.D., Defendants CITY OF OAKLAND, WAYNE  
 22 TUCKER, DEBRA TAYLOR JOHNSON AND KENNETH PARRIS ("CITY  
 23 DEFENDANTS") and Plaintiff CHRISTOPHER YANKE stipulate, through their respective  
 24 counsels of record, as follows:

- 25 1. To continue defendants' Motions to Dismiss, currently set for hearing on January  
 26 23, 2009 at 2:00 p.m. to January 27, 2009 at 9:00 a.m.

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 & Grummer  
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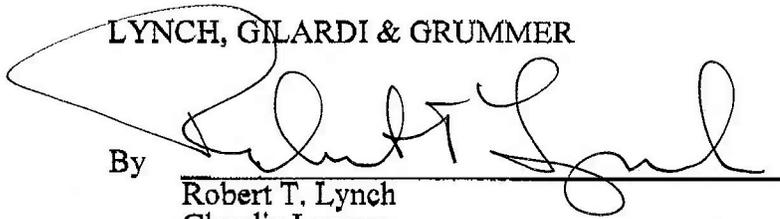


met and conferred and have agreed to the new proposed date for the hearing on defendants' Motions to Dismiss. The parties further agree that continuing the deadline to exchange initial disclosures as well as the date of the Initial Case Management Conference to a date after the hearings on the defendants' motions to dismiss is in the best interest of the parties and makes efficient use of the Court's time and resources.

8. The parties stipulate that a copy of a signature transmitted by any electronic means including, but not limited to, facsimile machine and scanned document transmitted via e-mail will have the same force and effect as an original signature.

DATED: December 30, 2008

LYNCH, GILARDI & GRUMMER



By

Robert T. Lynch  
Claudia Lozano  
Attorneys for Defendant  
STEPHEN M. RAFFLE, M.D.

DATED: December 30, 2008

KNISBACHER LAW OFFICES



By:

Alden Knisbacher  
Attorney for Plaintiff CHRISTOPHER YANKE

DATED: December \_\_, 2008

BERTRAND, FOX & ELLIOT

By

Eugene B. Elliot  
Christine Lee  
Joshua K. Clendenin  
Attorneys for Defendants,  
CITY OF OAKLAND, WAYNE  
TUCKER, DEBRA TAYLOR  
JOHNSON AND KENNETH PARRIS

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DATED: December \_\_, 2008

LYNCH, GILARDI & GRUMMER

By

Robert T. Lynch  
 Claudia Lozano  
 Attorneys for Defendant  
 STEPHEN M. RAFFLE, M.D.

DATED: December \_\_, 2008

KNISBACHER LAW OFFICES

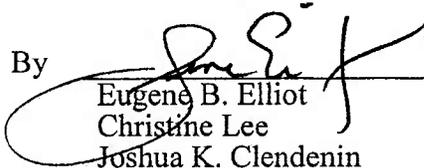
By:

Alden Knisbacher  
 Attorney for Plaintiff CHRISTOPHER YANKE

DATED: December 23, 2008

BERTRAND, FOX & ELLIOT

By

  
 Eugene B. Elliot  
 Christine Lee  
 Joshua K. Clendenin  
 Attorneys for Defendants,  
 CITY OF OAKLAND, WAYNE  
 TUCKER, DEBRA TAYLOR  
 JOHNSON AND KENNETH PARRIS

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**ORDER**

GOOD CAUSE APPEARING THEREFORE, the stipulation to continue the defendants' Motions to Dismiss set for hearing on January 23, 2009 to January 27, 2009 at 9:00 a.m. is GRANTED.

GOOD CAUSE APPEARING THEREFORE, the stipulation to continue the deadline to exchange initial disclosures from January 23, 2009 to February 10, 2009 is GRANTED.

GOOD CAUSE APPEARING THEREFORE, the stipulation to continue the Initial Case Management Conference from January 27, 2009 to February 10, 2009 at 3:00 p.m. is GRANTED.

DATED: \_\_\_\_\_

\_\_\_\_\_  
THE HONORABLE ELIZABETH D. LAPORTE

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& Grummer  
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**ORDER**

GOOD CAUSE APPEARING THEREFORE, the stipulation to continue the defendants' Motions to Dismiss set for hearing on January 23, 2009 to January 27, 2009 at 9:00 a.m. is GRANTED.

GOOD CAUSE APPEARING THEREFORE, the stipulation to continue the deadline to exchange initial disclosures from January 23, 2009 to February 10, 2009 is GRANTED.

GOOD CAUSE APPEARING THEREFORE, the stipulation to continue the Initial Case Management Conference from January 27, 2009 to February 10, 2009 at 3:00 p.m. is GRANTED.

DATED: January 5, 2009


  
 THE HONORABLE *Elizabeth D. Laporte* JUDGE ELIZABETH D. LAPORTE

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