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6 Attorneys for Defendant  
 7 STEPHEN M. RAFFLE, M.D.

9 UNITED STATES DISTRICT COURT  
 10 NORTHERN DISTRICT DISTRICT OF CALIFORNIA

12 CHRISTOPHER YANKE,

13 Plaintiff(s),

14 vs.

15 CITY OF OAKLAND, WAYNE TUCKER,  
 16 DEBRA TAYLOR JOHNSON, KENNETH  
 PARRIS, STEPHEN RAFFLE, M.D., AND  
 DOES 1-10,

17 Defendant(s).

Case No.: C-08-04379 EDL

**STIPULATION AND ORDER TO  
 CONTINUE THE DEADLINE TO  
 EXCHANGE INITIAL DISCLOSURES  
 TO JULY 28, 2009, THE NEW DATE  
 OF THE INITIAL CASE  
 MANAGEMENT CONFERENCE**

Trial Date: NONE

20 Defendant STEPHEN M. RAFFLE, M.D., Defendants CITY OF OAKLAND, WAYNE  
 21 TUCKER, DEBRA TAYLOR JOHNSON AND KENNETH PARRIS ("CITY  
 22 DEFENDANTS") and Plaintiff CHRISTOPHER YANKE in light of Judge La Porte's  
 23 continuance of the Initial Case Management Conference to July 28, 2009, stipulate, through their  
 24 respective counsels of record, as follows:

25 1. To continue the deadline to exchange initial disclosures currently set for July 1,  
 26 2009 to July 28, 2009, the same date on which the Initial Case Management Conference was  
 27 continued to.

STIPULATION AND ORDER TO CONTINUE THE DEADLINE TO EXCHANGE INITIAL DISCLOSURES  
 TO JULY 28, 2009, THE NEW DATE OF THE INITIAL CASE MANAGEMENT CONFERENCE

1           2.       Good cause exists for the above request. On June 24, 2009 at the hearing on  
2 defendants' motions to dismiss the third amended complaint, Judge LaPorte ordered  
3 supplemental briefing and took the matter under submission. At the parties' request, Judge  
4 LaPorte continued the Initial Case Management Conference to July 28, 2009 since it made sense  
5 to have said Conference following her ruling on defendants' motions to dismiss. The parties,  
6 however, omitted to request that the deadline to complete initial disclosures also be continued to  
7 the date of the Conference. Having the deadline to complete initial disclosures prior to Judge  
8 LaPorte's ruling on defendants' motions to dismiss, which may resolve most or all of the issues  
9 raised by plaintiff's Third Amended Complaint is not efficient and may be a waste of the Court's  
10 time and resources. The parties agree that it in the interest of judicial economy it makes sense to  
11 have the deadline to complete initial disclosures continued to July 28, 2009, the date of the Initial  
12 Case Management Conference.

13           3.       The parties agree to the above time-line. In addition, there is no prejudice to the  
14 parties or to the Court if an Order is made continuing the deadline to exchange initial disclosures  
15 to the same date as the date of the Initial Case Management Conference. The parties agree that it  
16 is in the best interest of the parties and makes efficient use of the Court's time and resources.

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

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DATED: June 30, 2009

LYNCH, GILARDI & GRUMMER

By /s/

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

DATED: June 30, 2009

KNISBACHER LAW OFFICES

By /s/

Alden Knisbacher  
Attorneys for Plaintiff  
CHRISTOPHER YANKE

DATED: June 30, 2009

BERTRAND, FOX & ELLIOT

By /s/

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

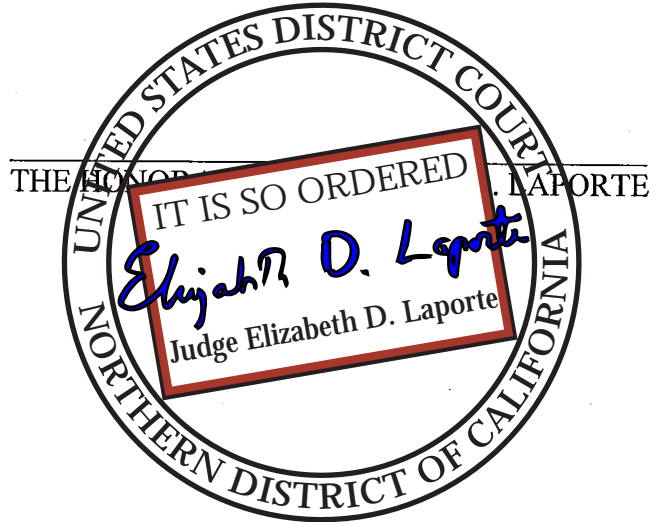
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**ORDER**

GOOD CAUSE APPEARING THEREFORE, the stipulation to continue the deadline to exchange initial disclosures from July 1, 2009 to July 28, 2009, the date of the Initial Case Management Conference is GRANTED.

DATED: July 1, 2009



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