

1 GEORGE KING (SBN 028951)
2 KING, KING & FISHLEDER, A Professional Corporation
3 The 555 City Center Building
4 555 Twelfth Street, Suite 1440
5 Oakland, California 94607
6 Telephone: (510) 844-3400
7 Facsimile: (510) 444-3401

8 Attorneys for Defendant A&B Auto Company

9 **UNITED STATES DISTRICT COURT**
10 **NORTHERN DISTRICT OF CALIFORNIA**

11 SEAN SLIDER,

12 Plaintiff,

13 v.

14 CITY OF OAKLAND, a municipal
15 corporation; WAYNE TUCKER, in his
16 official capacity as Chief of Police for the
17 City of Oakland; A&B AUTO
18 COMPANY, a corporation; DOES 1-50,
19 inclusive,

20 Defendants.

CASE NO.: CO8-04847 EDL

STIPULATION

21 It is hereby stipulated between Plaintiff SEAN SLIDER and Defendant A&B AUTO
22 COMPANY, as follows:

23 1. A&B Auto Company ("A&B") was the towing contractor for the City of Oakland
24 on or about October 3, 2007, and did in fact tow a vehicle registered to Sandro Slider. A copy of
25 A&B's Stored/Towed Vehicle Report is attached hereto as Exhibit A and made a part hereof.

26 2. Plaintiff has filed suit against the City of Oakland, alleging certain conduct,
27 among other things including a missing computer and its conduct as a result of a police arrest.
28 Slider pleads that A&B might have taken Plaintiff's computer as a result of a police-ordered tow,
and A&B denies that the computer was in the vehicle when it was towed. A&B further contends

1 that the Stored/Towed Vehicle Report attached hereto as Exhibit A contains any and all contents
2 that were in the vehicle at the time it was towed.

3 3. Slider has agreed to hold the lawsuit in abeyance against A&B until Plaintiff has
4 an opportunity to complete discovery concerning the missing computer. There are no allegations
5 against A&B other than damages for the missing computer and its contents.

6 4. A&B will produce any and all records in its possession for the inspection of
7 Plaintiff, and has further agreed to file an appearance in the above-entitled matter on fifteenth
8 (15) days' written notice by Plaintiff to George King of King, King & Fishleder, 555 12th Street,
9 Suite 1440, Oakland, California 94607, if Plaintiff decides in his sound discretion that A&B has
10 potential culpability.

11 IT IS SO STIPULATED.

12
13 LAW OFFICES OF JOHN L. BURRIS

14
15 Dated: November 20, 2008

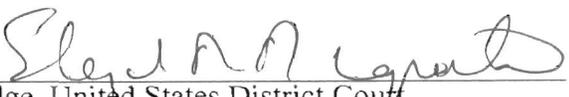
16 By 
Benjamin Nisenbaum
Attorneys for Plaintiff Sean Slider

17 KING, KING & FISHLEDER

18
19 Dated: November __, 2008

20 By 
George King
Attorneys for Defendant A&B Auto Company

21
22 IT IS SO ORDERED:

23
24 Dated: Dec 1, 2008 
Judge, United States District Court

395185

6-B

STORED/TOWED VEHICLE REPORT
Oakland Police Department 536-928 (7-04)

1. License No. 411H W577CA		State	Mo./Yr. Exp. 9/08	2. RD No. 07-071315	
10. Incident No. 135		CP Beat 26X		3. Registered Owner - Print LAST Name, First, MI (Include Jr. or Sr., if applicable) SLIDER, Sandra D	
11. Reporting Person Cunnie 8754P		4. Registered Owner's Residence Address 1926 Leila St Castro Valley CA 94594			
12. Address		5. Year 99		Make Honda	Model Acc
13. City Oakland		State/Zip		Body Type 4D	Color(s) Wh
14. Res. Ph ()		15. Bus. Ph ()		6. Vehicle Identification No. 1H6CG11658XAD0638110	
16. Time Tow Ordered 0345		17. Arrival Time 0405		7. Location From Where Towed 50th Ave + San Leandro St	
18. LATE TOW (Over 20 Minutes)		8. Reported Date 0302+07		Time Wed 0200	
19. Tow Company Tommys		20. Tow No. AH		21. Storage Location A+B Tow	
22. IGNITION TAMPERING		23. Odometer Reading		24. Doors Locked	
25. Windows Closed		26. Trunk Locked		27. REPRINT THE LICENSE NUMBER PHONETICALLY FOR ALL TOWS	
28. COMPLETE FOR VEHICLES ILLEGALLY PARKED ON THE STREET		29. COMPLETE FOR VEHICLES ILLEGALLY PARKED ON PRIVATE PROPERTY		30. LIST ALL VIOLATIONS IN CONNECTION WITH THIS INCIDENT	
31. Explanation of Tow		32. VEHICLE DRIVER (if Different From Registered Owner)		33. VEHICLE INVENTORY	
34. Additional Vehicle Damage (Describe)		35. Evidence Hold for Unit/Section		36. Supervisor Approving Evidence Hold	
37. Reporting Officer/Employee		38. Supervisor		39. Page 1 of	

Y	N	CONDITION	CONDITION						
			Flat	Good	Fair	Poor	None		
		Radio	X						
		Tape Deck	X						
		Speakers Custom (#)	X						
		Keys w/ Vehicle	X						
		Police Seats Attached	X						
		R. View Mirror	X						
		S. View Mirror(s)	X						
		Trunk Punched	X						
		Spare Tire	X						
		Jack	X						
		Reason Under Hood Not Inventoried							
		Reason Trunk Not Inventoried							
		Damaged Area X = Scratches O = Dents							

