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9 Attorneys for Defendant M. Lawrence

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

11	BERNARD R. JACKSON)	Case No: 08-05207 VRW (PR)
12)	
13	Plaintiff,)	STIPULATION AND PROPOSED
14	v.)	ORDER CONTINUING SETTLEMENT
15)	CONFERENCE
16	BEN CURRY, WARDEN, et al.)	
17)	
18	Defendants.)	
19		/	

20 **Stipulation**

21 A settlement conference currently is set for February 2, 2011. Having discussed the
 22 issue at length, the parties hereby stipulate and request that the settlement conference be
 23 continued to March 23, 2011 because proceeding now would be an inefficient use of the Court's
 24 time.

25 Defendant has no intent upon settling the claim at this time and wishes to proceed to file
 26 a motion for summary judgment. Plaintiff has agreed to continue the settlement conference for a
 27 limited amount of time within which defendant can file their motion. Assuming the motion is
 28 filed and a hearing is set, the parties will notify the Court and potentially vacate the mediation
 until such time as a decision is issued. If defendant does not file the motion the parties agree to
 proceed with mediation, thus the request for an extension.

The parties, through their attorneys, request that the settlement conference be continued
 to March 23, 2011.

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Dated: January 24, 2011

LAW OFFICES OF NANCY E. HUDGINS
/s/ Matthew M. Grigg
Matthew M. Grigg
Attorneys for Defendant M. Lawrence

Dated: January 25, 2011

CALVO & CLARK
/s/ Maya Sinclair
Maya Sinclair
Attorneys for Plaintiff Bernard Jackson

Order

Pursuant to the parties' stipulation, the February 2, 2011 settlement conference is hereby continued to March 23, 2011. The status conference scheduled for January 26, 2011 is hereby vacated.

IT IS SO ORDERED:

January 26, 2011



Nandor J. Vadas
United States Magistrate Judge