

1 LAW OFFICES OF PANOS LAGOS

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5 Attorney for Plaintiffs,  
ANTOINETTE CLARK, SHAYLA MONIQUE TERRELL

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8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA

10 ANTOINETTE CLARK,  
SHAYLA MONIQUE TERRELL,

11 Plaintiffs,

12 v.

13 CITY OF PINOLE; JAMES W. ROSE,  
individually and in his Official Capacity as  
14 CHIEF OF POLICE OF THE CITY OF  
PINOLE POLICE DEPARTMENT;  
15 ZACHERY R. BLUME, individually and as  
an Officer of the CITY OF PINOLE POLICE  
16 DEPARTMENT (BADGE #341); TIMOTHY  
CAUWELS, individually and as an Officer of  
17 the CITY OF PINOLE POLICE  
DEPARTMENT (BADGE #353),  
18 RICHARD DANIEL BURTON,  
and DOES 1 – 100, inclusive,

19 Defendants.  
20

Case No.: C 08-05537 JL (JCS)

STIPULATION AND [PROPOSED]  
ORDER CONTINUING SETTLEMENT  
CONFERENCE

Settlement Conf.: October 20, 2009  
Time: 9:30 a.m.

Judge: Hon. Joseph C. Spero

Location: Courtroom A, 15<sup>th</sup> Floor  
Federal Building  
450 Golden Gate Avenue  
San Francisco, CA 94102

21 IT IS HEREBY STIPULATED between the parties as follows:

22 1. On October 7, 2009, the parties received an order from the Court referring the  
23 above matter to Magistrate Judge Joseph C. Spero for settlement purposes and setting a  
24 Settlement Conference date of October 20, 2009 at 9:30 a.m.

25 2. The October 20, 2009 date is a conflict for counsel for Plaintiff, Panos Lagos, in  
26 this matter as he has an already-booked vacation which takes him out of the State of California  
27 from October 18 through October 25, 2009. Therefore, Mr. Lagos' office contacted Judge  
28

1 Spero's calendar clerk and was informed that other available dates were those from December 7,  
2 2009 through December 10, 2009 with a start time of 1:30 p.m..

3 3. The parties then met and conferred and determined that December 8, 2009 was  
4 the best available date for this Settlement Conference. As such, the parties hereby stipulate to  
5 move the Settlement Conference to December 8, 2009 at 1:30 p.m. with Magistrate Judge Joseph  
6 C. Spero. The parties agree to provide Settlement Conference Statements to the Court pursuant  
7 to this new date and Magistrate Judge Joseph C. Spero's standing order regarding settlement  
8 conferences.

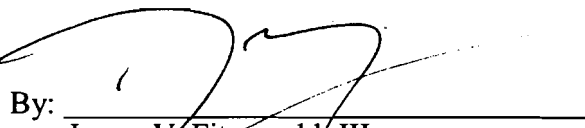
9 4. As such, good cause is present to move the Settlement Conference currently set  
10 for October 20, 2009 to December 8, 2009 at 1:30 p.m., a date and time confirmed to be  
11 convenient to the Court and the parties.

12 5. Counsel on both sides of this matter have met and conferred regarding these  
13 issues and have agreed to such stipulations.

14 **IT IS SO STIPULATED.**

15  
16 Dated: October 8, 2009

17 McNAMARA, DODGE, NEY, BEATTY, SLATTERY,  
18 PFALZER, BORGES & BROTHERS LLP

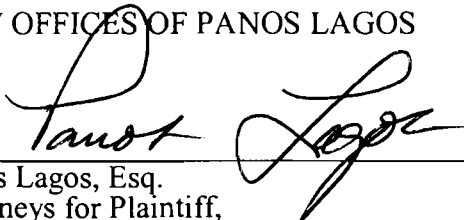
19  
20 By: 

21 James V. Fitzgerald, III  
22 Noah G. Blechman  
23 Attorneys for Defendants  
24 CITY OF PINOLE, JAMES W. ROSE, individually  
25 and in his Official Capacity as CHIEF OF POLICE OF  
26 THE CITY OF PINOLE POLICE DEPARTMENT;  
27 ZACHERY R. BLUME, individually and as an Officer  
28 of the CITY OF PINOLE POLICE DEPARTMENT  
(BADGE #341); TIMOTHY CAUWELS, individually  
and as an Officer of the CITY OF PINOLE  
DEPARTMENT (BADGE #353)

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28 ///

1 Dated: October 13, 2009

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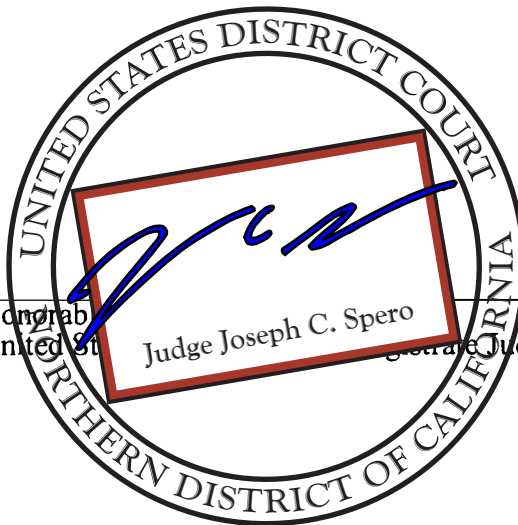
4 Panos Lagos, Esq.  
Attorneys for Plaintiff,  
ANTOINETTE CLARK

6 **ORDER**

7 The parties have demonstrated good cause to continue the Settlement Conference from  
8 October 20, 2009 to December 8, 2009 at 1:30 p.m., a date convenient to the Court and the  
9 parties.

10 **IT IS SO ORDERED.**

11 Dated: 10/14/09



12 By:

13   
14 Honorable  
United States District Judge