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2 **UNITED STATES DISTRICT COURT**
3 **NORTHERN DISTRICT OF CALIFORNIA**
4 **SAN FRANCISCO DIVISION**

08-5566

5 RICHARD CARDONA

CASE NO.: CV ~~5566~~ -MMC

6 Plaintiff,

7 v.

8 RIEN’S SANDY BEACH, a California
9 Limited Liability Company, as Owner;
10 ROBERT DIXON an individual, as Owner
and Managing Agent; and CAROL
11 SHUMATE, an Individual, as Managing
Agent,

**STIPULATION AND [PROPOSED]
ORDER CONTINUING PLAINTIFF’S
MOTION FOR PRELIMINARY
INJUNCTION; CONTINUING
DEFENDANTS’ SPECIAL MOTION
TO STRIKE; REQUEST FOR
REFERRAL TO MAGISTRATE
JUDGE FOR EARLY SETTLEMENT
CONFERENCE**

12 Defendants.

ORDER THEREON; ORDER CONTINUING
13 **Courtroom: 7** CASE MANAGEMENT
CONFERENCE
Honorable Maxine M. Chesney

14 **IT IS HEREBY STIPULATED** by and between the parties as follows:

15 1. Plaintiff’s Motion for Preliminary Injunction shall be continued until March 27,
16 2009, so that the parties may explore resolution of the matter without further court action.

17 2. Defendants’ Special Motion to Strike pursuant to California’s anti-SLAPP statute
18 shall be continued until March 27, 2009, so that the parties may explore resolution of the matter
19 without further court action.

20 3. Briefing on the motions will be in accordance with the local rules setting forth the
21 timelines for filing Opposition and Reply memoranda for both motions.

22 4. Defendants agree that they will not serve any termination notices or otherwise
23 attempt to terminate Plaintiff’s tenancy while the parties are exploring early resolution of this
24 matter.

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