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 15 RYAN RITTENHOUSE and  
 16 SANTA CRUZ SURFING CLUB, INC.

17 UNITED STATES DISTRICT COURT  
 18 FOR THE NORTHERN DISTRICT OF CALIFORNIA

19 SANTA CRUZ SURFING CLUB  
 20 PRESERVATION SOCIETY, a California  
 21 nonprofit public benefit corporation; and  
 22 HARRY MAYO, an individual,

Plaintiffs,

v.

23 RYAN RITTENHOUSE, an individual; and  
 24 SANTA CRUZ SURFING CLUB, INC., a  
 25 California corporation,

Defendants.

CASE NO. 3:08-cv-05783-SI

**STIPULATION AND [PROPOSED]  
 ORDER CONTINUING HEARING ON  
 DEFENDANTS' MOTION TO DISMISS  
 THE COMPLAINT**

Date Filed: December 30, 2008  
 Trial Date: To be determined

1 WHEREAS, Plaintiffs Santa Cruz Surfing Club Preservation Society and Harry Mayo  
2 (collectively, "Plaintiffs") filed the complaint in this matter on December 30, 2008;

3 WHEREAS Defendants Ryan Rittenhouse and Santa Cruz Surfing Club, Inc. (collectively,  
4 "Defendants") filed and served their Notice of Motion and Motion to Dismiss Plaintiffs' Complaint  
5 on March 13, 2009;

6 WHEREAS, a Hearing on Defendants' Motion to Dismiss is currently set for May 8, 2009 at  
7 9:00 a.m.;

8 WHEREAS, the initial Case Management Conference in this matter has been set for June 12,  
9 2009 at 2:30 p.m.;

10 WHEREAS, Plaintiffs and Defendants mediated under the supervision of the Honorable Read  
11 Ambler (Ret.) on April 10, 2009 and are currently engaged in ongoing settlement negotiations; and

12 WHEREAS Plaintiffs and Defendants agree that a continuance with respect to the briefing  
13 and hearing of the Motion to Dismiss is appropriate to give the parties an opportunity to fully resolve  
14 this matter without further litigation;

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