

McNAMARA, DODGE, NEY, BEATTY, SLATTERY, PFALZER, BORGES & BROTHERS LLP  
ATTORNEYS AT LAW  
P.O. BOX 5288, WALNUT CREEK, CA 94596  
TELEPHONE: (925) 939-5330

1 JAMES V. FITZGERALD, III (State Bar No. 55632)  
2 NOAH G. BLECHMAN (State Bar No. 197167)  
3 MCNAMARA, DODGE, NEY, BEATTY, SLATTERY,  
4 PFALZER, BORGES & BROTHERS LLP  
5 1211 Newell Avenue  
6 Post Office Box 5288  
7 Walnut Creek, CA 94596  
8 Telephone: (925) 939-5330  
9 Facsimile: (925) 939-0203

10 Attorneys for Defendant  
11 CITY OF RICHMOND, POLICE OFFICERS LOUIE TIRONA,  
12 JOHN BRUCE, CHRISTOPHER DECIOUS, AND OFFICER  
13 GARD

14 UNITED STATES DISTRICT COURT  
15 NORTHERN DISTRICT OF CALIFORNIA

16 URIAH DACH, DECEASED, THROUGH  
17 HIS SUCCESSORS IN INTEREST,  
18 TIMOTHY DACH AND ELAINE DACH;  
19 TIMOTHY DACH, Individually; and  
20 ELAINE DACH, Individually,

21 Plaintiffs,

22 vs.

23 CITY OF RICHMOND, et al.,

24 Defendants.

Case No. C09-00171 JL

**STIPULATION AND [PROPOSED]  
ORDER CONTINUING SETTLEMENT  
CONFERENCE**

Current SC Date: August 19, 2010

New SC Date: August 17, 2010

25 IT IS HEREBY STIPULATED between the parties that the currently set further  
26 settlement conference date with Judge Vadas of August 19, 2010, should be hereby continued to  
27 August 17, 2010, two days prior, at 11:00 a.m. at U.S.D.C. in San Francisco, in Judge Laporte's  
28 courtroom, Courtroom E, 15<sup>th</sup> Floor. This brief continuance is due to a significant conflict with  
29 the August 19<sup>th</sup> date by the Defendants.

30 The parties have agreed to continue the further settlement conference to August 17, 2010.  
31 Judge Vadas' department has indicated availability on August 17, 2010. All briefing deadlines  
32 from Judge Vadas' prior settlement conference order will apply to the new date of August 17,  
33 2010.

STIPULATION AND ORDER CONTINUING  
SETTLEMENT CONFERENCE - C09-00171 JL

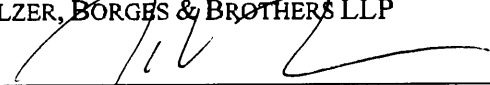
1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

In addition, the parties stipulate that the four individually named peace officers may be excused from personal attendance at the further settlement conference on August 17, 2010.

**IT IS SO STIPULATED**

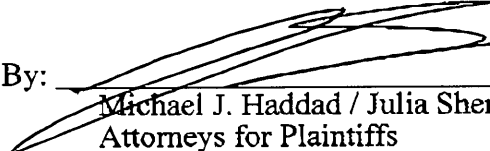
Dated: June 29, 2010

MCNAMARA, DODGE, NEY, BEATTY, SLATTERY,  
PFALZER, BORGES & BROTHERS LLP

By:   
James V. Fitzgerald, III / Noah G. Blechman  
Attorneys for Defendants  
CITY OF RICHMOND, POLICE OFFICERS LOUIE  
TIRONA, JOHN BRUCE, CHRISTOPHER  
DECIOUS, AND OFFICER GARD

HADDAD & SHERWIN

Dated: June 28, 2010

By:   
Michael J. Haddad / Julia Sherwin  
Attorneys for Plaintiffs

**ORDER**

Good cause having been shown by the parties, the Court hereby continues the currently set further settlement conference from August 19, 2010, to August 17, 2010, at 11:00 a.m. in Judge Laporte's courtroom, Courtroom E, 15<sup>th</sup> Floor of the U.S.D.C in San Francisco. All briefing deadlines from Judge Vadas' prior settlement conference order will apply to the new date of August 17, 2010. In addition, the individually named peace officers may be excused from personal attendance at the further settlement conference.

**IT IS SO ORDERED.**

Dated: 6/30/10 \_\_\_\_\_, 2010

By:   
Honorable Nandor J. Vadas  
United States Magistrate Judge

MCNAMARA, DODGE, NEY, BEATTY, SLATTERY, PFALZER, BORGES & BROTHERS LLP  
ATTORNEYS AT LAW  
P.O. BOX 5288, WALNUT CREEK, CA 94596  
TELEPHONE: (925) 939-5330