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5 Attorneys for Defendants SAN FRANCISCO BAY
 AREA RAPID TRANSIT (BART), GARY GEE,
 6 OFFICER N. FLORES, OFFICER K. GARCIA

8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA

11 OMAR RAAMES BENNETT,
 12 Plaintiff,

CASE NO.: C 09-00515 MHP

13 vs.

14 SAN FRANCISCO BAY AREA RAPID
 TRANSIT (BART); GARY GEE individually)
 15 and in his official capacity as Chief of BART)
 Police, OFFICER N. FLORES, OFFICER K.)
 16 GARCIA, individually and in their official)
 capacities as Police Officers for the BAY)
 17 AREA RAPID TRANSIT (BART) POLICE)
 DEPARTMENT, and DOES 1-100 inclusive)
 18 Defendants.



~~PROPOSED~~ ORDER RE NON
 APPEARANCE AT ENE OF BART
 CHIEF OF POLICE GARY GEE

20 GOOD CAUSE APPEARING, IT IS SO ORDERED:

21 That defendant BART Chief of Police GARY GEE is not required to attend the ENE
 22 Session scheduled for Monday, November 23, 2009. Both of the named defendant officers will
 23 be in attendance. Plaintiff's attorney is in agreement.

24 DATED: 9-23-09

25 *Wayne D. Brazil*
 Wayne D. Brazil
 United States District Judge
 Magistrate