

1 Gregory M. Fox, State Bar No. 070876
 2 BERTRAND, FOX & ELLIOT
 3 The Waterfront Building
 4 2749 Hyde Street
 5 San Francisco, California 94109
 6 Telephone: (415) 353-0999
 7 Facsimile: (415) 353-0990

8 Attorneys for Defendants
 9 CITY OF FREMONT and JEREMY MISKELLA

10 UNITED STATES DISTRICT COURT
 11 NORTHERN DISTRICT OF CALIFORNIA

12 JENNA HALL,)	Case No.: CV09-1629 JL
)	
13 Plaintiff,)	
14 vs.)	STIPULATION AND PROPOSED ORDER
)	CONTINUING CASE MANAGEMENT
15 CITY OF FREMONT; JEREMY MISKELLA;)	CONFERENCE
16 and DOES 1 through 50,)	
)	
17 Defendants.)	
)	
)	
)	

18 It is hereby stipulated by and between the parties, plaintiff JENNA HALL and defendants
 19 CITY OF FREMONT and JEREMY MISKELLA, by and through their attorneys of record, for an
 20 order continuing the Case Management Conference scheduled for November 18, 2009 and related
 21 Rule 26 disclosure requirements and preparation and filing of a joint cmc statement until after the
 22 completion of Mediation which is pending at this time. The Notice of Appointment of Mediator was
 23 filed October 30, 2009. James V. Fitzgerald has been appointed Mediator. The parties have not yet
 24 had the initial joint phone conference and the Mediation has not been scheduled. Given plaintiff
 25 complains she was wrongfully detained for approximately six (6) hours for a mental health evaluation
 26 both parties believe the case should be managed in the most cost effective manner and thus it would
 27 benefit all parties and the Court to defer further formal legal proceedings including the cmc until after
 28

1 the Mediation. The parties therefore respectfully request the cmc be continued to 10:30 am on
2 Wednesday February 3, 2010 or at the Court’s convenience.

3 Respectfully submitted.

4
5 Dated: November 10, 2009

_____ / s / _____
John K. Crowley, Counsel for Plaintiff

6
7 Dated: November 12, 2009

_____ / s / _____
Gregory M. Fox
Counsel for Defendants, CITY OF FREMONT
and JEREMY MISKELLA

10 **ATTORNEY ATTESTATION**

11 I hereby attest that I have on file all holograph signatures for any signatures indicated by a
12 “conformed” signature (/s/) within this E-filed document.


13 Dated: November 12, 2009

14
15 By: _____ / s / _____
Gregory M. Fox

16 **ORDER**

17
18 PURSUANT TO STIPULATION, IT IS HEREBY ORDERED THAT: The Case Management
19 Conference scheduled for November 18, 2009 and related pleading and disclosure requirements is
20 continued to February 3, 2010. A joint statement to be filed by January 27, 2010. If the case resolves
21 the parties are to notify the Court in writing of the disposition.

22
23
24 Dated: November 13, 2009



JAMES LARSON
Chief Magistrate Judge of the
United States District Court