

1 Michael W. Barrett, City Attorney, State Bar No. 155968
 David C. Jones, Deputy City Attorney, State Bar No. 129881
 2 NAPA CITY ATTORNEY'S OFFICE
 CITY OF NAPA
 3 P.O. Box 660
 955 School Street
 4 Napa, CA 94559
 Telephone: (707) 257-9516
 5 Fax: (707) 257-9274

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

10 Attorneys for Defendants CITY OF NAPA, POLICE CHIEF RICHARD MELTON
 And OFFICER GARTH BENDER

11
 12 UNITED STATES DISTRICT COURT
 13 NORTHERN DISTRICT OF CALIFORNIA

14
 15 LUZ HERNANDEZ,
 16 Plaintiff,
 vs.
 17 CITY OF NAPA, et al.,
 18 Defendants.

Case No.: C09-2782 EDL

**STIPULATION AND ~~PROPOSED~~ ORDER
 CONTINUING THE EARLY NEUTRAL
 EVALUATION (ENE) DEADLINE**

19
 20 IT IS HEREBY STIPULATED by the parties hereto, through their respective undersigned
 21 attorneys of record, that the date for completion of the Early Neutral Evaluation, currently set by the
 22 Court for April 1, 2010, be continued to April 30, 2010. The parties, in cooperation with the ENE
 23 Evaluator Patrick Robbins have agreed on April 22 2010 as a mutually convenient date for the ENE.
 24 The parties were unable to agree on a mutually convenient date for March because of calendar
 25 conflicts and the first date available to all parties and the ENE Evaluator was April 22. The parties
 26 have continued cooperating in discovery matters.

27 So Stipulated:
 28

1 Dated: March 19, 2010

LAW OFFICES OF TIM A. PORI

2
3 By: _____ /s/

4 TIM A. PORI
Attorneys for Plaintiff LUZ HERNANDEZ

5 Dated: March 19, 2010

MEYERS NAVE RIBACK SILVER & WILSON

6
7 By: _____ /s/

8 KEVIN E. GILBERT
Attorneys for Defendant JOHN HALLMAN

9
10 Dated: March 19, 2010

BERTRAND, FOX & ELLIOT

11
12 By: _____ /s/

13 GREGORY M. FOX
Attorneys for Defendants
CITY OF NAPA, RICHARD MELTON, and
14 GARTH BENDER

15 **ATTORNEY ATTESTATION**

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

18 Dated: March 19, 2010

19 _____ /s/
Gregory M. Fox

20 **ORDER**

21 Good cause appearing,

22 THE STIPULATION IS SO ORDERED. The time to complete ENE in the above captioned
23 matter is extended to April 30, 2010.

24
25 Dated: March 23 _____, 2010

26 *Elizabeth D. Laporte*

Honorable Elizabeth D. Laporte
27 UNITED STATES MAGISTRATE JUDGE