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10 Attorneys for Defendant CITY OF FREMONT
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12 UNITED STATES DISTRICT COURT
 13 NORTHERN DISTRICT OF CALIFORNIA
 14

15 MARK OTTOVICH AND HARVEY
 16 OTTOVICH,

17 Plaintiffs,

18 vs.

19 CITY OF FREMONT, et al.,

20 Defendants.
 21

Case No.: CV09-4181 MMC

**STIPULATION AND [PROPOSED] ORDER
 TO CONTINUE HEARING DATE ON
 PLAINTIFF MARK OTTOVICH'S
 MOTIONS FOR RELIEF FROM
 DISCOVERY SANCTIONS AND MOTION
 TO RE-OPEN DISCOVERY;
 ORDER CONTINUING CASE MANAGEMENT
 CONFERENCE**

22 IT IS HEREBY STIPULATED by the parties hereto, defendant CITY OF FREMONT and its
 23 individual defendant officers by and through their attorneys of record, Gregory M. Fox, and plaintiff
 24 pro se MARK OTTOVICH, that the date currently set for hearing plaintiff's Motion to Re-open
 25 Discovery and Motion to Reconsider Sanctions and to Vacate Order of November 16, 2012 be
 26 continued from May 31, 2013 at 9:00 a.m. to the date of the next scheduled Case Management
 27 Conference on June 28, 2013, at 10:30 a.m.

28 Good cause exists for this continuance in that plaintiff pro se Mark Ottovich has a calendar

1 conflict with the currently scheduled May 31, 2013 hearing date. Counsel for defendants has no
2 objection to continuing the hearing on plaintiffs' motions until the CMC date. Opposition and Reply
3 filing dates are re-scheduled June 7 and June14, 2013 respectively.

4 Respectfully submitted.

5 Dated: May 7, 2013

BERTRAND, FOX & ELLIOT

6
7 By: _____ /s/

Gregory M. Fox
8 Attorneys for Defendant CITY OF FREMONT

9 Dated: May 7, 2013

10 By: _____ /s/

11 Plaintiff Pro Se MARK OTTOVICH

12 ATTORNEY ATTESTATION

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

15 Dated: May 7, 2013


_____/s/
16 Gregory M. Fox

17 **ORDER**

18 Good cause appearing, the date for the hearing on plaintiff’s Motion to Re-open Discovery
19 and Motion to Reconsider Sanctions and to Vacate Order of November 16, 2012 is CONTINUED
20 from May 31, 2013 at 9:00 a.m. to June 28, 2013, at 9:00 a.m. Opposition and Reply filing dates are
21 re-scheduled to June 7 and June14, 2013 respectively. As a meaningful Case Management
22 Conference cannot be held while said motions are pending, the Case Management Conference is
23 CONTINUED to July 26, 2013.

24 SO ORDERED.

25
26 Dated: _____ May 10 _____, 2013

27 

28 Honorable Maxine M. Chesney
UNITED STATES DISTRICT COURT JUDGE