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 Veterans Administration Palo Alto Health Care System
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9 UNITED STATES DISTRICT COURT
 10 NORTHERN DISTRICT OF CALIFORNIA
 11 SAN FRANCISCO DIVISION

12	MARK OTTOVICH, HARVEY)	No. C 09-4181 MMC
13	OTTOVICH, individuals,)	
14	Plaintiffs,)	STIPULATION AND PROPOSED
15	v.)	ORDER EXTENDING TIME TO
16	CITY OF FREMONT, et al.,)	RESPOND TO COMPLAINT AND CONTINUING
17	Defendants.)	VACATING CASE MANAGEMENT
18)	CONFERENCE AND RELATED
)	DEADLINES

19 Pursuant to Civil Local Rule 6-1, the parties to this action, through their counsel of
 20 record, hereby stipulate that defendant Veterans Administration Palo Alto Health Care System
 21 (“VAPAHCS”) may have an extension of time to and including July 16, 2010, to answer,
 22 move, or otherwise respond to the complaint.

23 Counsel for VAPAHCS has advised plaintiffs’ counsel that VAPAHCS anticipates
 24 filing a motion to dismiss for hearing on August 20, 2010. Counsel for VAPAHCS is informed
 25 and believes that individually named defendant “Veterans Administration Palo Alto Health
 26 Care System Employee Joanie Drobrick Patient Advocate” (“Drobrick”) has not yet been
 27 properly served. Counsel for VAPAHCS does not yet officially represent Drobrick, but counsel

28 //

1 for VAPAHCS anticipates that the motion to dismiss filed on behalf of VAPAHCS will also
2 address the claims against Drobrick.

3 This case is currently scheduled for a case management conference on June 25, 2010.
4 Because of the anticipated motion to dismiss, and because counsel for VAPAHCS will be on
5 vacation on June 25, 2010, the parties hereby STIPULATE AND REQUEST that the currently
6 scheduled case management conference, as well as the related deadlines relating to alternative
7 dispute resolution and Rule 26 disclosures, be vacated and that the Court set a new schedule for
8 those matters after ruling on VAPAHCS's motion to dismiss.

9 Respectfully submitted,

10 DATED: June 8, 2010

JOSEPH P. RUSSONIELLO
United States Attorney

11 /s/ Claire T. Cormier

12 _____
13 CLAIRE T. CORMIER¹
Assistant United States Attorney

14 DATED: June 7, 2010

/s/ Craig H. Mar

15 _____
16 CRAIG H. MAR
Attorney for Plaintiffs

17 DATED: June 7, 2010

BERTRAND, FOX & ELLIOT

18 /s/ Gregory M. Fox

19 _____
20 GREGORY M. FOX
Attorneys for Defendant CITY OF FREMONT

21
22 **~~PROPOSED~~ ORDER**

23 Upon stipulation of the parties and good cause appearing, IT IS HEREBY ORDERED
24 that defendant Veterans Administration Palo Alto Health Care System ("VAPAHCS") shall
25 have an extension of time to and including July 16, 2010 to answer, move, or otherwise respond
26 to the third amended complaint in this action.

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¹ I, Claire T. Cormier, hereby attest that I have on file all holographic signatures for any
signatures indicated by a "conformed" signature (/s/) within this e-filed document.

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IT IS FURTHER ORDERED that the case management conference, previously
is CONTINUED to October 8, 2010. All related dates are
scheduled for June 25, 2010, ~~and related deadlines are hereby VACATED. The Court will~~
~~issue an order rescheduling the case management conference after the hearing on VAPAHCS's~~
~~anticipated motion to dismiss.~~ CONTINUED accordingly.

IT IS SO ORDERED.

DATE: June 10, 2010


MAKINE M. CHESNEY
United States District Court Judge