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 11 UNITED STATES DISTRICT COURT  
 12 NORTHERN DISTRICT OF CALIFORNIA  
 13 SAN FRANCISCO DIVISION

14 JEFFREY HERSON, an individual, EAST BAY  
 OUTDOOR, INC., a California Corporation

15 Plaintiffs,

16 vs.

17 CITY OF SAN CARLOS, et al.,

18 Defendants.

Case No.: 3:09-cv-04187 MHP

STIPULATION TO CONTINUE CASE  
 MANAGEMENT CONFERENCE

ORDER RE CONTINUING CASE  
 MANAGEMENT CONFERENCE

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Date: CMC presently scheduled for Dec. 21,  
 2009  
 Time: 4:00 p.m.  
 Dept: 15

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 22 Plaintiffs and Defendant, by and through their counsel hereby stipulate to Extend the Time  
 23 (date) for Case Management Conference. At present the Case Management Conference is  
 24 scheduled to occur on December 21, 2009. A Motion for Summary Judgment and Motion to  
 25

1 Dissolve Temporary Restraining Order are scheduled to occur on January 11, 2010. Since the  
2 parties will be in court on January 11, 2010, and with a goal of judicial economy, the parties  
3 respectfully request that the Court hold the Case Management Conference on the same date as the  
4 Motion for Summary Judgment and Motion to Dissolve.

5 There has been one earlier time modification in this case. Defendants move that the court  
6 Enlarge the Time for and Scope of further briefing following a hearing on Motion re Contempt.  
7 The Court granted that request, allowing the Defendant to file its Motion for Summary Judgment.

8 A continuance of the Case Management Conference until the time of the Motion for  
9 Summary Judgment will not affect the proceedings in this case.

10 ACCORDINGLY, the parties hereby Stipulate to Continue the Case Management  
11 Conference from December 21, 2009 until January 11, 2009 (or such other time as the Court may  
12 deem proper.)

14 Dated: December 9, 2009\_

MCDOWALLWCOTTER

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By: \_\_\_\_\_  
David S. Rosenbaum, Attorney for Defendant,  
City of San Carlos

18 Dated: December 9, 2009

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By: /s/ \_\_\_\_\_  
Alan Herson, Attorney for Plaintiffs,  
Jeffery Herson and Eastbay Outdoor Inc.

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ORDER GRANTING CONTINUANCE OF CASE MANAGEMENT CONFERENCE

The Court having found the Stipulation to Continue Case Management Conference to be with good cause,

IT IS HEREBY ORDERED that

The Case Management Conference scheduled for December 21, 2009 is hereby continued to January 11, 2010.

Dated: 12/9/2009

