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4	Thirty-Second Floor							
5	San Francisco, CA 94105 Telephone: (415) 901-8700 Facsimile: (415) 901-8701							
6								
7	Attorneys for Plaintiff CHARLES PODARAS							
8								
9	UNITED STATES DISTRICT COURT							
10	NORTHERN DISTRICT OF CALIFORNIA							
11	SAN FRANCISCO DIVISION							
12								
13	CHARLES PODARAS,	Case No. CV 09-04199 SI						
14	Plaintiff,	STIPULATION AND [PROPOSED] ORDER REGARDING PLAINTIFF'S						
15	V.	SUBMISSION OF CONSOLIDATED						
16	CITY OF MENLO PARK;	OPPOSITION BRIEF IN RESPONSE TO DEFENDANTS' MOTIONS TO						
17	DEPUTY DISTRICT ATTORNEY BRIAN DONNELLAN; OFFICER	DISMISS						
18	BURKE BRUTTIG and DOES 1-25, inclusive.							
19	Defendants.							
20								
21	Defendants City of Menlo Park	and Burke Bruttig have filed a joint motion						
22								
23	to dismiss Plaintiff's action, and Defendant Deputy District Attorney Brian							
24	Donnellan has filed a separate motion to dismiss. Because there are significant							
25	identical factual and legal issues presented by the two motions, and in the interest of							
26	judicial economy, the parties propose the following stipulation.							
27	Plaintiff Charles Podaras and defendants City of Menlo Park, Deputy District							
28	Attorney Brian Donnellan, and Officer Burke Bruttig, through their respective							
SCHIFF HARDIN LLP Attorneys At Law		Case No. CV 09-04199 SI						
SAN FRANCISCO	STIP	ULATION						

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attorneys, hereby stipulate and jointly move this Court to enter an Order allowing Mr. Podaras to file one consolidated opposition brief of no more than 30 pages in 2 length in response to the two motions to dismiss filed in response to Plaintiff's 3 4 Complaint, one filed on behalf of City of Menlo Park and Burke Bruttig, and the other filed on behalf of Deputy District Attorney Brian Donnellan. 5

6					
7	SO STIPULATED.				
8	Dated:	November 20, 2009	SCHIFF HARD	IN LLP	
9					
10			By: /s/ Lisa C. M	AcCurdy	
11			By: /s/ Lisa C. M Bruce A. Wa Lisa C. McC Attorneys for	urdy r Plaintiff	
12	Dated:	November 20, 2009	McCLURE & F		
13	Durea			,	
14			By: /s/ Nicolas	A. Flegel	
15			Nicolas A. F Attorneys for	A. Flegel legel r Defendants City of and Officer Burke	
16 17			Menlo Park a Bruttig	and Officer Burke	
18	Dated:	November 20, 2009	COUNTY COU	NSEL FOR COUNTY	
19			OF SAN MATE	20	
20			By: /s/ Carol I	Woodward	
21			By: /s/ Carol L. Carol L. Wo Attorney for	odward Defendant Deputy	
22			District Atto	Defendant Deputy rney Brian Donnellan	
23	///				
24					
25	///				
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28 Schiff Hardin LLP			2		
SCHIFF HARDIN LLP Attorneys At Law San Francisco		ST	-2- IPULATION	Case No. CV 09-04199 SI	
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	Case3	:09-cv-04199-SI	Document14	Filed11/20/09	Page3 of 3		
1 2	GENERAI that that co the other s	L ORDER NO. 4 oncurrence in the ignatories identi	45 DECLARA filing of the c fied above.	TION: I, Lisa locument has be	McCurdy, do hereby attest een obtained from each of		
3	Dated:	November 20	, 2009	SCHIFF HAP	RDIN LLP		
5				Dun /a/ Lica C	MaCurdy		
6				Bruce A. V	Wagman	-	
7				By <u>: /s/ Lisa C</u> Bruce A. V Lisa C. Ma Attorneys	for Plaintiff		
8							
9	PURSUANT TO STIPULATION, IT IS SO ORDERED.						
10	1010011						
11	Dated:	November	, 2009	C			
12				By:	Delaton		
13				$\overline{Hon. Susa}$	n Illston Ites District Court	-	
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SCHIFF HARDIN LLP Attorneys At Law				3 -	Case No. CV 09-04199 S	SI	
SAN FRANCISCO	STIPULATION						