

1 JOHN A. RUSSO, City Attorney - State Bar No. 129729
 RANDOLPH W. HALL, Assistant City Attorney - State Bar No. 080142
 2 WILLIAM E. SIMMONS, Supervising Trial Attorney- State Bar No. 121266
 STEPHEN Q. ROWELL, Deputy City Attorney - State Bar No. 098228
 3 One Frank Ogawa Plaza, 6th Floor
 Oakland, California 94612
 4 Telephone: (510) 238-3865 Fax: (510) 238-6500
 Email: sqrowell@oaklandcityattorney.org

5 X03412/ 601979
 6 Attorneys for Defendant
 7 CITY OF OAKLAND


8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA

11 ROLANDA TAYLOR,
 12 Plaintiff,
 13 vs.
 14 BARNES AND NOBLE, et al
 15 Defendant.
 16

Case No. C 09-04490 JL

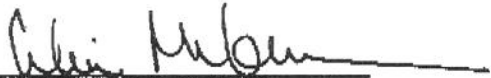
STIPULATION AND PROPOSED
 ORDER FOR EXTENSION OF TIME TO
 FILE RESPONSIVE PLEADING

18 For the reasons set forth in the letter attached as Exhibit A, the plaintiff and
 19 THE CITY OF OAKLAND hereby stipulate that the CITY OF OAKLAND's time to answer
 20 or otherwise respond to the complaint shall be extended to and including November 2,
 21 2009.

22 
 23 _____
 24 STEPHEN Q. ROWELL, Esq.
 Attorney for Defendant
 25 CITY OF OAKLAND

Date: 10/21/09

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26



CELIA MCGUINESS
Attorney for Plaintiff

Date:

IT IS SO ORDERED,



JAMES LARSON
United States Magistrate Judge

Date: October 23, 2009

EXHIBIT A

CITY OF OAKLAND



ONE FRANK OGAWA PLAZA • 6TH FLOOR • OAKLAND, CALIFORNIA 94612

Office of the City Attorney
John A. Russo

(510) 238-3601
FAX: (510) 238-6500

Stephen Q. Rowell
Senior Deputy City Attorney

October 16, 2009

DD: (510) 238-3865

VIA FACSIMILE (510) 832-4787 and FIRST CLASS MAIL

Celia McGuinness, Esq.
LAW OFFICES OF PAUL REIN
200 Lakeside Drive, Suite A
Oakland, CA 94612

**Re: Rolanda Taylor v. Barnes and Noble, et al.
United States District Court C09-04490 JL**

Dear Ms. McGuinness:

As we discussed during this morning's telephone conversation, the City of Oakland has named as a defendant in the captioned lawsuit. The matter has been assigned to me for handling.

As, I informed you, the property which is the subject of the complaint falls within the jurisdiction of the Port of Oakland, which operates as an entity separate from the City. Earlier this week, the City tendered its defense to the Port. I since have been advised that the Port has tendered the City's defense to the operator of the facility, JLS Partners, which bears responsibility pursuant to the terms of its agreement with the Port.

The City's responsive pleading is due on Monday, October 19, 2009. In light of the foregoing, you have graciously agreed to a 14- day extension of time for the City to respond to the complaint. Hence the City's respond is now through and including November 2, 2009.

Very truly yours,

JOHN A. RUSSO
City Attorney

By: 
Stephen Q. Rowell
Senior Deputy City Attorney

CC: Mary Richardson, Esq. [Facsimile (510) 444-2093]

COPY