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10 Attorneys for Defendant  
11 CITY OF OAKLAND

12 UNITED STATES DISTRICT COURT  
13  
14 NORTHERN DISTRICT OF CALIFORNIA

15 ROLANDA TAYLOR,  
16  
17 Plaintiff,


18 vs.

19 BARNES AND NOBLE, et al  
20  
21 Defendant.

Case No. C 09-04490 JL

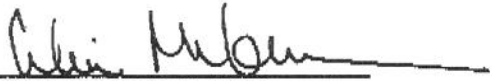
STIPULATION AND PROPOSED  
ORDER FOR EXTENSION OF TIME TO  
FILE RESPONSIVE PLEADING

22 For the reasons set forth in the letter attached as Exhibit A, the plaintiff and  
23 THE CITY OF OAKLAND hereby stipulate that the CITY OF OAKLAND's time to answer  
24 or otherwise respond to the complaint shall be extended to and including November 2,  
25 2009.

26   
STEPHEN Q. ROWELL, Esq.  
Attorney for Defendant  
CITY OF OAKLAND

Date: 10/21/09

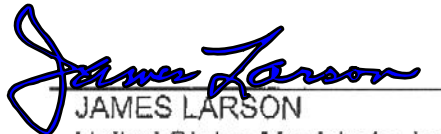
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Date:

CELIA MCGUINESS  
Attorney for Plaintiff

IT IS SO ORDERED,



Date: October 23, 2009

JAMES LARSON  
United States Magistrate Judge

# **EXHIBIT A**

CITY OF OAKLAND



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

Office of the City Attorney  
John A. Russo

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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