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Attorneys for Plaintiff JONATHAN B. BUCKHEIT

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

14 JONATHAN B. BUCKHEIT,  
 15 Plaintiff,  
 16 vs.  
 17 TONY DENNIS, DEAN DEVLUGT,  
 18 THE TOWN OF ATHERTON,  
 19 THE COUNTY OF SAN MATEO,  
 20 and DOES 1-500, inclusive,  
 21 Defendants.

CASE NO. CV 09-5000 JCS

STIPULATION FOR AN ORDER  
 TO EXTEND TIME FOR PLAINTIFF  
 TO FILE OPPOSITION TO COUNTY  
 OF SAN MATEO'S MOTION TO  
DISMISS & PROPOSED ORDER.

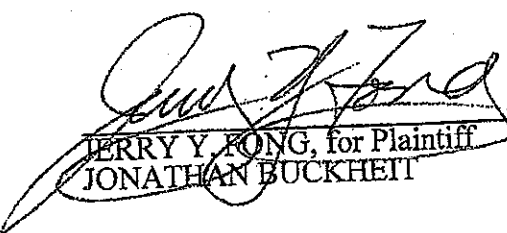
Date: March 26, 2010  
 Time: 9:30 a.m.  
 Mag. Judge: Hon. Joseph C. Spero

22 Pursuant to Local Rules 6-2 (a) and 7-12, Plaintiff Jonathan Buckheit and Defendant  
 23 San Mateo County hereby stipulate to request that the Court order the extension of the  
 24 deadline for the filing of Plaintiff's Opposition to Defendant San Mateo County's Motion To  
 25 Dismiss (currently scheduled to be heard on March 26, 2010 at 9:30 a.m. before this Court),  
 26 from January 22, 2010 to January 25, 2010, and, correspondingly, extend Defendant San  
 27 Mateo County's deadline to file its reply from January 29, 2010 to February 1, 2010. The  
 28 extension of time would not affect the hearing date of the motion (March 26, 2010).

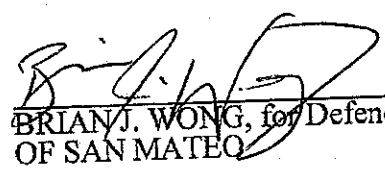
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It is so stipulated.

DATED: 1/22/10

  
JERRY Y. FONG, for Plaintiff  
JONATHAN BUCKHEIT

DATED: 1/28/10

  
BRIAN J. WONG, for Defendant COUNTY  
OF SAN MATEO

This stipulation is supported by the following declaration of Attorney Jerry Fong:

DECLARATION OF ATTORNEY JERRY FONG

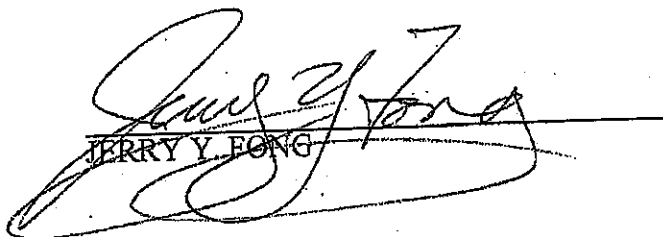
I, Jerry Fong, declare:

1. I am an attorney licensed to practice before this Court and am one of the attorneys for Plaintiff Jonathan Buckheit.
2. I make this declaration in compliance with Local Rule 6-2 (a).
3. Currently, Defendant San Mateo County's motion to dismiss is scheduled to be heard on March 26, 2010, at 9:30 a.m., before this Court.
4. The Court set January 22, 2010, as the deadline for the filing of Plaintiff's Opposition and January 29, 2010, as the deadline for the filing of Defendant San Mateo County's Reply.
5. Plaintiff needs a short extension of time to file its Opposition because his lead attorney, Robert E. Carey, Jr., has been in trial this week in Santa Clara County Superior Court. Mr. Carey will need the weekend of January 23-24 to finish preparing the Plaintiff's Opposition.
6. Deputy County Counsel Brian J. Wong (on behalf of Defendant San Mateo County) has agreed to the requested extension of time, with the corresponding extension of San Mateo County's deadline to file its Reply to February 1, 2010.
7. This is the first request for any extension of time relating to this Motion to

1 Dismiss.

2 8. Because the hearing is scheduled on March 26, 2010, the requested extension  
3 of time should not affect the hearing date.

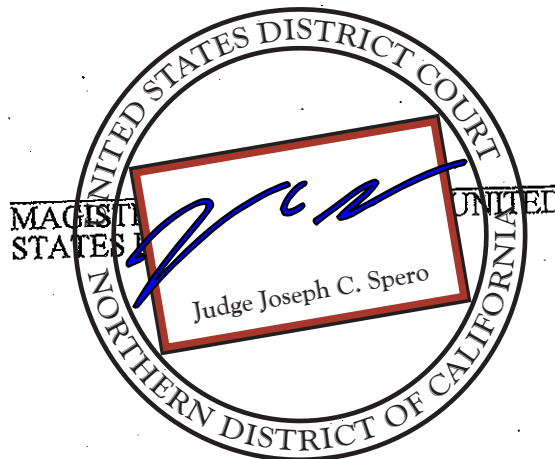
4 I declare under the penalty of perjury that the foregoing is true and correct. Executed  
5 on January 22, 2010.

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11 PROPOSED ORDER

12 PURSUANT TO STIPULATION, IT IS SO ORDERED: Plaintiff shall file his  
13 Opposition to the Motion to Dismiss on January 25, 2010, and Defendant County of San  
14 Mateo shall file its Reply, if any, on February 1, 2010. The hearing shall remain on March  
15 26, 2010, at 9:30 a.m.

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18 DATED: January 26, 2010

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