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15 Attorneys for Defendants CITY OF OAKLAND, WAYNE G. TUCKER,
 16 JASON MITCHELL, JOSEPH FOREMAN, and JOSEPH FONG

17
 18 UNITED STATES DISTRICT COURT
 19 NORTHERN DISTRICT OF CALIFORNIA

20 DESMOND J. DICKERSON,

21 Plaintiff,

22 vs.

23 CITY OF OAKLAND, a municipal
 24 corporation; WAYNE G. TUCKER, in his
 25 capacity as Chief of Police for CITY OF
 OAKLAND; JASON MITCHELL,
 26 JOSEPH FOREMAN, and JOSEPH FONG,
 27 individually, and in their capacity as police
 officers for CITY OF OAKLAND; and,
 DOES 1-25, inclusive
 28 Defendants.

Action No. C 3:10-cv-00435-JSW (JL)

**STIPULATION AND ~~(PROPOSED)~~ ORDER
 TO CONTINUE SETTLEMENT
 CONFERENCE AND FOR EXTENSION OF
 TIME FOR COMPLETION OF
 SETTLEMENT CONFERENCE**

STIPULATION

All parties to this action stipulate and agree, by and through their respective counsel, as follows:

1. The parties are currently scheduled for a Settlement Conference on February 18, 2011;
2. Defendants have unsuccessfully tried to take the deposition of Plaintiff Desmond Dickerson and the Plaintiff intends to take the depositions of Defendants Jason Mitchell, Joseph Foreman, and Joseph Fong;
3. The parties cannot conduct a meaningful Settlement Conference until the depositions of Plaintiff Desmond Dickerson and Defendants Jason Mitchell, Joseph Foreman, and Joseph Fong have been completed; and,
4. Therefore, the parties' request that the Settlement Conference currently set for February 18, 2011 is vacated and continued to an available date on Judge Larsen's calendar. The parties have been in contact with Magistrate Judge James Larson Clerk, Venice Thomas regarding dates; however, the parties have not yet secured a date that is mutually convenient to all the parties, due to matters previously set on their respective calendars;
5. Therefore, in addition to the parties request that the current Settlement Conference of February 18, 2011 be vacated and continued to a later date and the parties request that the Court grant the parties request an Extension of Time for Completion of Settlement Conference of sixty (60) to ninety (90) days by which the parties are to conduct the settlement conference.

Respectfully submitted,

LAW OFFICES OF GAYLA B. LIBET

Dated: February 17, 2011

By: /s/
GAYLA B. LIBET, Esq.
Attorneys for Plaintiff

LAW OFFICES OF JOHN L. BURRIS

Dated: February 17, 2011

By: /s/ John L. Burris
JOHN L. BURRIS, Esq.
Attorneys for Plaintiff

OAKLAND CITY ATTORNEY'S OFFICE
WILLIAM E. SIMMONS, Supervising City Attorney
ARLENE ROSEN, Senior Deputy City Attorney

Dated: February 17, 2011

By: /s/ Arlene Rosen
ARLENE ROSEN, Esq.
Attorneys for Defendants

ATTORNEY ATTESTATION

I hereby attest that I have on file all holograph signatures for any signatures indicated by a conformed signature, indicated as "/s/" within this E-filed document.

Dated: February 17, 2011

/s/
GAYLA B. LIBET, Esq.

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ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: February 18, 2011



HONORABLE JAMES LARSON
United States Magistrate District Court Judge