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 16 JASON MITCHELL, JOSEPH FOREMAN, and JOSEPH FONG

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 18 UNITED STATES DISTRICT COURT  
 19 NORTHERN DISTRICT OF CALIFORNIA

<p>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          26 OAKLAND; JASON MITCHELL,          27 JOSEPH FOREMAN, and JOSEPH FONG,          28 individually, and in their capacity as police          officers for CITY OF OAKLAND; and,          DOES 1-25, inclusive          Defendants.</p>	<p>Action No. C-10-00435-JSW (JL)</p> <p><b>STIPULATION AND <del>(PROPOSED)</del> ORDER          FOR EXTENSION OF TIME TO DISCLOSE          EXPERT WITNESSES AND COMPLETE          DISCOVERY; AND EXTENSION OF TIME          FOR COMPLETION OF SETTLEMENT          CONFERENCE</b></p>
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**STIPULATION AND ~~(PROPOSED)~~ ORDER FOR EXTENSION OF TIME TO DISCLOSE EXPERT  
 WITNESSES AND COMPLETE DISCOVERY; AND EXTENSION OF TIME FOR COMPLETION OF  
 SETTLEMENT CONFERENCE**  
 No. C-10-00435-JSW (JL)

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

3 1. That depositions of at least four (4) percipient witnesses have not yet been taken, but  
4 are being scheduled for late May 2011 and early June 2011. Good cause exists for taking  
5 percipient witnesses' depositions after the discovery cut-off date of 5-9-11, because the  
6 witnesses and counsel for all parties have been unavailable for taking their depositions until  
7 after that date;

8 2. Magistrate Judge James Larson is retiring from the bench on May 31, 2011, and  
9 therefore the parties will need reassignment of this matter to another Magistrate Judge for  
10 Settlement Conference. The parties have agreed that they would like to have Magistrate  
11 Judge Joseph C. Spero be assigned to preside at the Settlement Conference at a date to be  
12 arranged;

13 3. Good cause exists for extending the time to disclose expert witnesses; complete non-  
14 expert discovery; and complete expert discovery because: (a) It would be advantageous to all  
15 parties to re-schedule the disclosure of expert witnesses and completion of expert discovery  
16 until after the Settlement Conference date to be arranged, since the Settlement Conference my  
17 result in resolution of the case; and, (b) ) It would be advantageous to all parties to re-  
18 schedule cut-off date for non-expert discovery after percipient witnesses are deposed, at a date  
19 prior to the Settlement Conference date to be arranged;

20 4. The parties have agreed that they cannot conduct a meaningful Settlement Conference  
21 at this time for the above-stated reasons;

22 5. Therefore, good cause appearing, and counsel have conferred and agreed, the parties  
23 request that this Court continue the date for completion of Settlement Conference scheduled  
24 for May 18, 2011 to a date approximately forty-five (45) days from that date;

25 6. Additionally, the parties request that the discovery cut-off date for non-expert witnesses  
26 of 5-9-11; disclosure of expert witnesses date of 5-24-11; and, discovery cut-off date for  
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**ORDER**

PURSUANT TO STIPULATION, IT IS SO ORDERED.

The last day to complete a settlement conference is continued to July 20, 2011.

The last day to complete non-expert discovery is continued to July 13, 2011.

The last day to complete expert disclosures is continued to August 3, 2011.

The last day to complete expert discovery is continued to August 17, 2011.

DATED: May 25, 2011

  
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JEFFREY S. WHITE  
United States District Court Judge

The last day to hear dispositive motions is continued to September 9, 2011 at 9:00 a.m.

The pretrial conference is continued to November 14, 2011 at 2:00 p.m.

Trial is continued to December 5, 2011 at 8:00 a.m.