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5 Attorney for Plaintiff
 6 ROGELIO HECHAVARRIA

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 8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

10 ROGELIO HECHAVARRIA,

CASE NO.: C-10-00525-CRB

11 Plaintiffs,

12 v.

13 CITY AND COUNTY OF SAN
 14 FRANCISCO; ELIAS GEORGOPOULOS;
 ANTONIO PARRA; JAMES LEE; and
 15 DOES 1-50, inclusive.

**STIPULATION AND ~~[PROPOSED]~~
 ORDER TO CONTINUE MEDIATION
 DEADLINE**

16 Defendants.

17 On May 5, 2010, the Court issued an order upon the stipulation of the parties directing
 18 that the above-captioned case be referred to mediation, which was to be completed 90 days from
 19 the date of the order, or August 3, 2010. Between June 22, 2010 and June 25, 2010 counsel and
 20 the appointed mediator, Stephen H. Sulmeyer, J.D., PhD., agreed in written e-mail
 21 correspondence that mediation of this matter would be premature at this stage and any further
 22 planning of a mediation should await resolution by the Court of Defendants' motion for partial
 23 summary judgment regarding the existence of color of law for purposes of Plaintiff's Section
 24 1983 claim. The hearing on said motion is currently set for September 10, 2010.

25 The Parties hereby stipulate to entry of an order postponing the deadline for the parties to
 26 complete the mediation to December 10, 2010.

1 So Stipulated.

2 DATED: July 21, 2010

LAW OFFICE OF JOSEPH S. MAY

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Joseph S. May, attorney for Plaintiff,
Rogelio Hechavarria

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7 So Stipulated.

8 Dated: July 21, 2010

DENNIS J. HERRERA
City Attorney
JOANNE HOEPER
Chief Trial Deputy
BLAKE P. LOEBS
Deputy City Attorney

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By: _____
BLAKE P. LOEBS
Attorneys for Defendants
CITY AND COUNTY OF SAN
FRANCISCO, et al.

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Pursuant to General Order 45, §X.B., the
filer of this document attests that he has
received the concurrence of this signatory to
file this document.

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[PROPOSED] ORDER

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IT IS HEREBY ORDERED that the Parties must complete the mediation of this matter
by December 10, 2010.

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DATED: July 23, 2010

CHARLES R. BREYER
United States District Judge

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