

1 DEANNA L. KWONG (SBN 233480)
 2 COVINGTON & BURLING LLP
 3 333 Twin Dolphin Drive, Suite 700
 4 Redwood Shores, CA 94065
 5 Tel: (650) 632-4700
 6 Fax: (650) 632-4800
 7 dkwong@cov.com

8 TESS A. HAMILTON (SBN 279738)
 9 COVINGTON & BURLING LLP
 10 One Front Street, 35th Floor
 11 San Francisco, California 94111
 12 Tel: (415) 591-6000
 13 Fax: (415) 591-6091
 14 tahamilton@cov.com

15 *Attorneys for Plaintiff*
 16 **REYNALDO AYALA**

17 **UNITED STATES DISTRICT COURT**
 18 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**
 19 **SAN FRANCISCO DIVISION**

20 REYNALDO AYALA,

21 Plaintiff,

22 v.

23 ROBERT AYERS, JR., et al.,

24 Defendants.

Case No.: C 10-0979 JSW (PR)

JOINT STIPULATION AND AMENDED
~~PROPOSED~~ ORDER TO
SHORTEN TIME ON
PLAINTIFF REYNALDO
AYALA'S MOTION FOR
LEAVE TO AMEND
COMPLAINT

Judge: Hon. Jeffrey White

Place: Courtroom 11, 19th Floor

25 This Stipulation and Proposed Order is entered into by and among the parties to the
 26 above-captioned action.

27 **WHEREAS**, on July 26, 2012, Plaintiff filed a Motion for Leave to Amend Complaint
 28 (“Motion for Leave to Amend”) (Docket No. 53);

1 **WHEREAS**, the hearing on the Motion for Leave to Amend is presently set for October
2 5, 2012 at 9:00 a.m.;

3 **WHEREAS**, the deadline for completion of all non-expert discovery in this case is
4 October 15, 2012 (Docket No. 44);

5 **WHEREAS**, the parties agree that shortened time on the Motion for Leave to Amend is
6 appropriate given the minimal amendments sought and the upcoming discovery deadline;

7 **WHEREAS**, on July 27, 2012, the Court indicated a desire to reset the deadlines as to
8 the Motion for Leave to Amend;

9 **WHEREAS**, the shortened schedule will have no impact on other deadlines in this case;

10 **WHEREAS**, the only previous time modifications in the case were an extension of time
11 for Plaintiff, who was then proceeding pro se, to file an application to proceed in forma pauperis
12 (Docket No. 6); a 90-day extension of time for Plaintiff, who was then proceeding *pro se*, to file
13 an opposition to Defendants’ first Motion to Dismiss (Docket No. 18); and an extension of the
14 deadline for the parties’ exchange of Initial Disclosures from July 13, 2012 to July 20, 2012
15 (Docket No. 52).

16 The parties agree as follows and respectfully request that the Court enter an Order
17 approve this Stipulation and set the following deadlines as to Plaintiff Reynaldo Ayala’s Motion
18 for Leave to Amend Complaint:

- 19 1. Defendants’ opposition, if any, will be filed and served on August 9, 2012.
- 20 2. Plaintiff’s reply, if any, will be filed and served on August 15, 2012. 31
- 21 3. The hearing date, if the Court deems one necessary, shall be set for August 17,
22 2012 at 9:00 a.m., or at the Court’s earliest convenience.

23

24 **IT IS SO STIPULATED.**

25 Dated: July 27, 2012

By: /s/ Martine D’Agostino
 Martine D’Agostino
 Deputy Attorney General
 Attorney for Defendants Wagner, Schlosser,
 Hansen, Guthrie, and Faaita

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Dated: July 27, 2012

By: /s/ Deanna L. Kwong

Deanna L. Kwong
COVINGTON & BURLING LLP
Attorney for Plaintiff Reynaldo Ayala

ATTESTATION: Pursuant to General Order 45, Part X-B, the filer attests that concurrence in the filing of this document has been obtained from all signatories.

IT IS SO ORDERED.

Dated: August 6, 2012

By:


JEFFREY S. WHITE
UNITED STATES DISTRICT COURT JUDGE