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6 Attorneys for Defendants  
 CITY OF OAKLAND, OAKLAND POLICE  
 7 DEPARTMENT, and OFFICER YAVICKA TAYLOR

8 **UNITED STATES DISTRICT COURT**  
 9 **NORTHERN DISTRICT OF CALIFORNIA**

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ESTATE OF BROWNIE POLK by and  
 through its successor in interest and  
 representative MARSHA POLK, BRANDON  
 POLK, a minor by and through his Guardian  
 ad Litem, MARSHA POLK,

Plaintiffs,

CITY OF OAKLAND, THE CITY OF  
 OAKLAND POLICE DEPARTMENT,  
 YAVICKA TAYLOR, UNKNOWN CITY OF  
 OAKLAND POLICE OFFICERS; and DOES  
 1-10, inclusive,

Defendants.

Case No.: C 10-02412 EDL

**STIPULATION AND ORDER TO  
 CONTINUE CASE MANAGEMENT  
 CONFERENCE DATE AND DEADLINE  
 TO SERVE RULE 26 REPORT AND TO  
 FILE INITIAL CMC STATEMENT**

**THE HONORABLE ELIZABETH D.  
 LAPORTE**

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Due to the unavailability of counsel for Defendants, the parties to the above  
 captioned litigation hereby stipulate, by and through their respective undersigned counsel  
 of record, to continue the scheduled date for the Initial Case Management Conference  
 from Tuesday, September 7, 2010, at 10:00 a.m., to Tuesday, October 12, 2010, at 10:00

1 a.m. or to such other date as the Court shall set. The deadlines to file the Joint Case  
2 Management Statement and to serve the Rule 26 Report are continued from Tuesday,  
3 August 31, 2010 to Tuesday, October 5, 2010 or to such other date or dates as the Court  
4 shall set.

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Respectfully submitted,

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DATED: AUGUST 20, 2010

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JOHN A. RUSSO, City Attorney  
RANDOLPH W. HALL, Assistant City Attorney  
JAMES F. HODGKINS, Supervising Trial Attorney  
CHARLES E. VOSE, Senior Deputy City Attorney

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By: \_\_\_\_\_/s/

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Attorneys for Defendants CITY OF OAKLAND, OAKLAND  
POLICE DEPARTMENT and YAVICKA TAYLOR

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DATED: AUGUST 20, 2010

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FEDERICO SAYRE, ESQ.

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By: \_\_\_\_\_/s/

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SAYRE & LEVITT, LLP  
Attorneys for Plaintiffs

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**ORDER**

Pursuant to the stipulation of the parties and good cause appearing therefore, it is hereby ordered that the date for the Initial Case Management Conference is hereby continued from Tuesday, September 7, 2010, at 10:00 a.m., to Tuesday, October 12, 2010, at 10:00 a.m. The deadlines to file the Joint Case Management Statement and to serve the Rule 26 Report are continued from Tuesday, August 31, 2010 to Tuesday, October 5, 2010.

**IT IS SO ORDERED.**

Dated: August 23, 2010

*Elizabeth D. Laporte*  
ELIZABETH D. LAPORTE  
United States District Court Magistrate Judge