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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA

10 JULIO CESAR SANCHEZ,

11 Plaintiff,

12 vs.

13 DALLAS ANDRUSS et al.,

14 Defendants.

No. CV-10-03213-MMC

STIPULATION TO CONTINUE
HEARING ON DEFENDANTS'
MOTION FOR SUMMARY
JUDGMENT, TO EXTEND TIME
FOR RESPONSE, REPLY

15 The parties, through their counsel of record, have met and conferred. In the
16 interests of justice and judicial economy the parties have stipulated that the hearing
17 on the Motion for Summary Judgment should be continued to **April 26, 2013**, that
18 the response to the Motion for Summary Judgment should be due **April 5, 2013**,
19 and that the Reply should be due **April 12, 2013**. The parties stipulate to this
20 schedule because the plaintiff did not receive the motion papers until on or after
21 February 5, 2013. In addition, counsel for plaintiff needs substantial time to
22 transmit declarations back and forth to his client in time to file a response to the
23 Motion for Summary Judgment. Also, counsel for plaintiff is seeking permission to
24 depose defendant Andruss in a separate filing, and counsel for plaintiff may need
25 to request permission to conduct a deposition or depositions in order to defend
26 against the summary judgment motion. Additionally, there is a distinct possibility
27 that the parties can agree to narrow down the issues presented in the Motion for
28

1 Summary Judgment if additional time is afforded counsel for plaintiff to review the
2 motion and discuss it with the plaintiff. Thus, the parties stipulate to the
3 continuance of the Motion for Summary Judgment hearing date and the filing dates
4 for the response and the reply, in addition to the date for the settlement conference
5 until a time after the issuance of the ruling on the defense summary judgment
6 motion.

7 Thus, the parties stipulate to the continuance of the hearing on the Motion
8 for Summary Judgment, now set for March 15, 2013, to **April 26, 2013**.

9 **IT IS SO STIPULATED.**

10
11 Dated: February 15, 2013

12 /s/ by Jeff Price by permission
13 Julianne Mossler
14 Deputy Attorney General for Defendants

15 Dated: February 15, 2013

16 /s/ Jeff Price
17 Jeff Price
18 Attorney for Plaintiff Sanchez

19 PURSUANT TO General Order 45, § 10(B), counsel for plaintiff hereby attests
20 that Ms. Mossler gave permission to electronically sign this stipulation on her
21 behalf.

22 **IT IS SO ORDERED**

23 Dated: February 19, 2013

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25 UNITED STATES JUDGE MAXINE M. CHESNEY