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8 Attorneys For Defendants  
9 COUNTY OF ALAMEDA, KATHERINE MOORE,  
10 and THOMAS NOLAN

11 UNITED STATES DISTRICT COURT

12 NORTHERN DISTRICT OF CALIFORNIA – SAN FRANCISCO

13 AARON FRAYER, individually and as Next ) Case No.: C10-4095 CRB (BZ)  
14 Friend of A.F., a minor, )

15 Plaintiffs, )

16 vs. )

17 COUNTY OF ALAMEDA; KATHERINE )  
18 MORE, individually and in her official )  
19 capacity as social worker for Alameda County )  
20 Department of Social Services; THOMAS )  
21 NOLAN, individually and in his official )  
22 capacity as social worker for Alameda County )  
23 Department of Social Services; CITY OF )  
24 OAKLAND; JAMES MOORE, individually )  
25 and in his official capacity as a police officer )  
26 for the City of Oakland; D. MING, )  
27 individually and in his official capacity as )  
28 sergeant for the City of Oakland; and DOES 1 )  
through 20, )

Defendants. )

**STIPULATION AND [REDACTED]  
ORDER VACATING AND/OR  
CONTINUING SETTLEMENT  
CONFERENCE AND CASE  
MANAGEMENT CONFERENCE**

22 The parties hereto, by and through their undersigned counsel, jointly request that the  
23 settlement conference scheduled for July 27, 2011, at 9:00 a.m., as well as the case management  
24 conference scheduled for August 19, 2011, at 8:30 a.m., be vacated and/or continued.

25 The reason for the requested continuance is that the parties have not yet completed the  
26 initial discovery necessary to ensure a meaningful and productive settlement conference.  
27 Specifically, the parties require additional time to obtain the discoverable documents contained  
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1 in the minor plaintiff’s juvenile case file through the Welfare and Institutions Code section 827  
2 process, and thereafter take some initial depositions. An 827 petition was served and filed on  
3 June 15, 2011. The parties have been informed by the Alameda County Juvenile Court that it  
4 will be approximately four to eight weeks before the juvenile case file can be reviewed *in*  
5 *camera* by the juvenile court judge and made available to the parties for purposes of this  
6 litigation.

7 The parties request that they be permitted to file a stipulation after the juvenile case file  
8 is made available and they have completed initial depositions, in order to propose dates for the  
9 settlement conference and case management conference. Alternatively, the parties request that  
10 the settlement conference and case management conference be scheduled for dates after October  
11 21, 2011.

12 This is the parties’ second request for a continuance in this matter. The parties do not  
13 believe the requested continuance will disrupt the existing case schedule.

14 IT IS SO STIPULATED.

15 Dated: July 13, 2011 LAW OFFICES OF DAVID J. BEAUVAIS

17 By: \*/s/ David J. Beauvais  
18 David J. Beauvais  
19 Attorneys For Plaintiffs  
\*Mr. Beauvais provided his verbal consent that this document be electronically filed.

20 Dated: July 13, 2011 HAAPALA, THOMPSON & ABERN, LLP

22 By: /s/ Rebecca S. Widen  
23 Rebecca S. Widen  
24 Attorneys For Defendants  
COUNTY OF ALAMEDA, KATHERINE  
MOORE and THOMAS NOLAN

25 //  
26 //  
27 //  
28 //

1 Dated: July 13, 2011

JOHN A. RUSSO, City Attorney  
RANDOLPH W. HALL, Chief Assistant City Attorney  
WILLIAM E. SIMMONS, Supervising Trial Attorney  
CAROLYN O. TSAI, Deputy City Attorney

4 By:           /\*/ Carolyn O. Tsai          

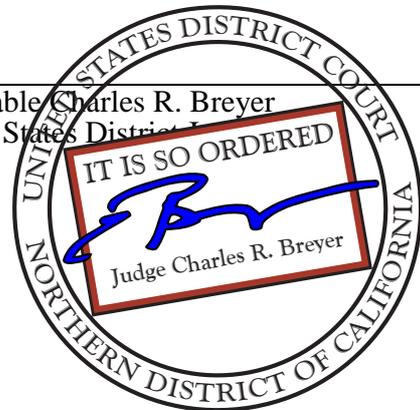
Carolyn O. Tsai  
Attorneys for Defendants  
CITY OF OAKLAND, JAMES MOORE and  
D. MING  
\*Ms. Tsai provided her verbal consent that this  
document be electronically filed.

8 **ORDER**

9 Pursuant to stipulation and for good cause shown, it is SO ORDERED. The July 27,  
10 2011 settlement conference and the August 19, 2011 case management conference are  
11 VACATED. The parties shall file a stipulation proposing dates for the settlement conference  
12 and case management conference after receiving the minor’s juvenile case file and completing  
13 initial discovery, but no later than October 21, 2011.

15 Dated: July 15, 2011

17 Honorable Charles R. Breyer  
United States District Court



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