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5 Attorneys For Defendants
 COUNTY OF ALAMEDA, KATHERINE MOORE,
 6 and THOMAS NOLAN

8 UNITED STATES DISTRICT COURT

9 NORTHERN DISTRICT OF CALIFORNIA – SAN FRANCISCO

10 AARON FRAYER, individually and as Next)
 Friend of A.F., a minor,)
 11)
 Plaintiffs,)
 12)

13 vs.

Case No.: C10-4095 CRB (BZ)
**STIPULATION AND [PROPOSED]
 ORDER FURTHER CONTINUING
 SETTLEMENT CONFERENCE AND
 CASE MANAGEMENT CONFERENCE**

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

22 The parties hereto, by and through their undersigned counsel, agree and stipulate as
 23 follows:

24 1. On July 15, 2011, the Court granted the parties’ stipulated request for a continuance
 25 of the pending settlement conference and case management conference dates in this matter. The
 26 continuance was granted in order to allow the parties additional time to obtain copies of
 27 documents contained in the minor plaintiff’s juvenile case file through the Welfare and
 28

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1 Institutions Code Section 827 process. The Court ordered the parties to file a stipulation
2 proposing new dates after receiving the juvenile case file through that process, at the latest by
3 October 21, 2011.

4 2. The Section 827 petition, which has been pending in Alameda County Juvenile Court
5 since June 15, 2011, has not yet been ruled on. The parties have been advised by the juvenile
6 judge’s law clerk that it will likely be four to eight more weeks before a ruling is made and the
7 documents are made available.

8 3. The minor plaintiff’s juvenile case file contains documents that are essential to the
9 parties’ evaluation of the claims in this matter and taking depositions.

10 4. Accordingly, the parties request a further continuance of the settlement conference
11 and case management conference dates to allow these documents to be obtained. Specifically,
12 the parties request that they be permitted to file a stipulation after the juvenile case file is made
13 available, and they have completed initial depositions, in order to propose dates for the
14 settlement conference and case management conference. Alternatively, the parties request that
15 the settlement conference and case management conference be scheduled for dates after
16 January 16, 2012.

17 5. This is the parties’ third request for a continuance in this matter. The parties do not
18 believe the requested continuance will disrupt the existing case schedule.

19 IT IS SO STIPULATED.

20 Dated: October 17, 2011

LAW OFFICES OF DAVID J. BEAUVAIS

21

22 By: /s/ David J. Beauvais
23 David J. Beauvais
24 Attorneys for Plaintiffs
*Mr. Beauvais provided his consent that this
document be electronically filed.

25 /

26 /

27 /

28 /

1 Dated: October 17, 2011

HAAPALA, THOMPSON & ABERN, LLP

2
3 By: /s/ Rebecca S. Widen
Rebecca S. Widen
4 Attorneys for Defendants
COUNTY OF ALAMEDA, KATHERINE
5 MOORE and THOMAS NOLAN

6 Dated: October 17, 2011

BARBARA PARKER, City Attorney
7 RANDOLPH W. HALL, Chief Assistant City Attorney
WILLIAM E. SIMMONS, Supervising Trial Attorney
8 CAROLYN O. TSAI, Deputy City Attorney

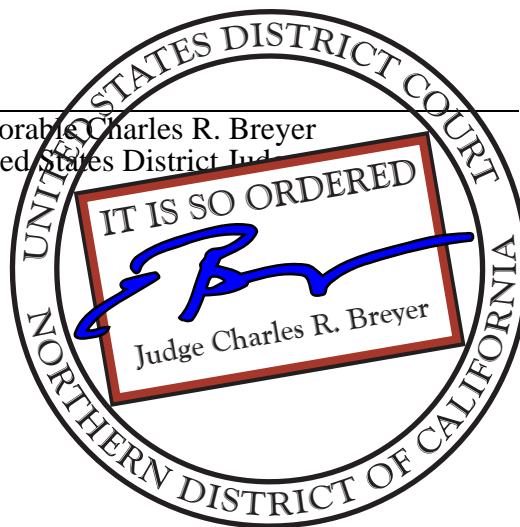
9 By: */s/ Carolyn O. Tsai
Carolyn O. Tsai
10 Attorneys for Defendants
CITY OF OAKLAND, JAMES MOORE and
11 D. MING
*Ms. Tsai provided her consent that this document
12 be electronically filed.

13
14 **ORDER**

15 Pursuant to stipulation and for good cause shown, it is SO ORDERED. The settlement
16 conference and case management conference are further CONTINUED. The parties shall file a
17 stipulation proposing dates for the settlement conference and case management conference after
18 receiving the minor's juvenile case file and completing initial discovery, but no later than
19 January 16, 2012.

20 Dated: October 18, 2011

21
22 Honorable Charles R. Breyer
United States District Judge



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