

1 JOHN C. BEIERS, COUNTY COUNSEL (SBN 144282)  
 2 BY: BRIAN J. WONG, DEPUTY (SBN 226940)  
 3 Hall of Justice and Records  
 400 County Center, 6<sup>th</sup> Floor  
 3 Redwood City, CA 94063  
 Telephone: (650) 363-1960  
 4 Facsimile: (650) 363-4034  
 E-mail: bwong@co.sanmateo.ca.us

5 ~~Attorneys for Defendants~~

6 COUNTY OF SAN MATEO and COREY COGGINS

7  
 8 UNITED STATES DISTRICT COURT  
 9 NORTHERN DISTRICT OF CALIFORNIA

10  
 11 ENRIQUE MARIN,

12 Plaintiff,

13 vs.

14 COUNTY OF SAN MATEO, CORREY COGGINS,  
 15 and DOES 1 thru 10,  
 16 Defendants.

Case No. CV-10-4432 CRB

**STIPULATION AND ~~PROPOSED~~ ORDER  
 CONTINUING NOVEMBER 4, 2011  
 HEARING ON MOTION FOR SUMMARY  
 JUDGMENT**

17  
 18 Pursuant to Local Rules 6-2(a) and 7-12, Plaintiff Enrique Marin and Defendants County of San  
 19 Mateo and Corey Coggins (the "Defendants") hereby stipulate to and request that, in light of ongoing  
 20 settlement negotiations between the parties, the Court issue an order continuing the date of the hearing  
 21 set for Defendants' motion for summary judgment from the current hearing date of November 4, 2011 to  
 22 December 16, 2011.

23 It is so stipulated.

1 Dated: September 27, 2011

2

3

By:                   /s/ Brian J. Wong                    
                  BRIAN J. WONG, DEPUTY

4

5

Attorneys for Defendants  
COUNTY OF SAN MATEO and COREY  
COGGINS

6

7 Dated: September 27, 2011

8

9

By:                   /s/ Maria Bourn                    
                  MARIA BOURN

10

11

Attorneys for Plaintiff  
Plaintiff ENRIQUE MARIN

12

13 This stipulation is supported by the following declaration of Brian J. Wong:

14 **DECLARATION OF BRIAN J. WONG**

15 I, Brian J. Wong declare:

15

16 1. I am counsel of record for Defendants County of San Mateo and Corey Coggins (the  
17 “Defendants”). The following is within my personal knowledge, and if called as a witness, I could and  
18 would testify competently thereto.

16

17

18

19 2. I make this declaration as required by Local Rule 6-2(a).

19

20 3. Presently, the Defendants’ motion for summary judgment is set for hearing before this  
21 Court on November 4, 2011 at 10:00 a.m., and in light of this hearing date, Defendants’ motion must be  
22 filed, served and noticed by September 30, 2011 under Local Rule 7-2.

20

21

22

23 4. The parties are in the process of negotiating a settlement of all claims in this action, but  
24 require additional time beyond September 30, 2011 to continue this process. After discussion, the parties  
25 agree that continuing the hearing date from November 4, 2011 to December 16, 2011 will be conducive  
26 to reaching a settlement in this action. The parties are both available for a December 16, 2011 hearing, if  
27 it is necessary.

23

24

25

26

27

28

1           5.       This is the parties' first request for an extension of time relating to Defendants' motion for  
2 summary judgment, and the only previous request for a time modification was on March 25, 2011 when  
3 the parties submitted a stipulation and proposed order regarding additional time to complete alternative  
4 dispute resolution.

5           6.       This time modification would have minimal impact on the case schedule, as the Court has  
6 not set any other deadlines in this action.

7           I declare under penalty of perjury that the foregoing is true and correct of my own knowledge and  
8 that this declaration was executed on September 28, 2011 in Redwood City, California.

9  
10 

11 Brian J. Wong

12  
13 ~~PROPOSED~~ ORDER

14           PURSUANT TO STIPULATION, IT IS SO ORDERED: The hearing date for  
15 Defendants' motion for summary judgment, currently set for November 4, 2011 at 10:00 a.m., is  
16 continued until December 16, 2011 at 10:00 a.m. All deadlines associated with the filing of the motion,  
17 opposition and reply shall be recalculated based on the timelines set forth in Local Rule 7-2.

18  
19 Dated: September 30, 2011

