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      GOEL, M.D., and PETER GREGOR, M.D.
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                                UNITED STATES DISTRICT COURT
                        FOR THE NORTHERN DISTRICT OF CALIFORNIA
12
                                          (San Francisco)
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      THRESSA WALKER et al.,
                                                No.
                                                       10-CV-04668 RS
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             Plaintiffs,
                                                STIPULATION AND [PROPOSED] ORDER
                                                ENLARGING TIME TO PARTICIPATE IN
16
                                                PRIVATE ADR/MEDIATION
      v.
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      COUNTY OF SANTA CLARA et al.,
             Defendants.
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           The parties, through their respective counsel of record, hereby stipulate and agree to an
      order enlarging time to participate in private mediation from December 10, 2011 until March 1,
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      2012. The parties scheduled (subject to Court approval) a two-day mediation with mediator,
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      Charles F. Hawkins, to take place on February 27 and 28, 2012.
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           Good cause exists for this enlargement of time since the parties have been (and are
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      continuing to be) actively engaged in written discovery and document production in preparation
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      for taking those depositions necessary for a productive mediation. At this time, the parties are
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      scheduling such depositions and expect them to occur by January 13, 2012. Further, although
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      this case is presently "at issue" respecting the Third Amended Complaint, Plaintiffs are desirous
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10-CV-04668 RS

1 of filing a Fourth Amended Complaint adding new allegations and one additional cause of 2 action. 3 By way of background, on April 22, 2011 the parties submitted a Stipulation and 4 [Proposed] Order Selecting ADR Process anticipating their participation in private mediation 5 with Mr. Hawkins by September/October 2011. Thereafter, on June 2, 2011 Plaintiffs requested 6 and later obtained leave of court to file a Third Amended Complaint allowing Defendants 45 7 days to file responsive pleadings. On June 10, the parties appeared at a further case 8 management conference before Judge Jeremy D. Fogel. Through their further CMC statement, 9 the parties advised Judge Fogel that they anticipated participating in private mediation within 10 six months (i.e., by December 10, 2011). Recently, Plaintiffs submitted for the Court's consideration a stipulation seeking leave to file a Fourth Amended Complaint and allowing 11 12 Defendants 30 days to file responsive pleadings. Therefore, assuming leave is granted this case 13 will not be "at issue" respecting the Fourth Amended Complaint until mid or late December 14 2011. 15 I hereby attest that I have on file all holograph signatures for any signatures indicated by a "conformed" signature (/S/) within this efiled document. 16 17 MIGUEL MÁROUEZ County Counsel 18 19 Dated: November 8, 2011 By: GREGORY J. SEBASTINELLI 20 **Deputy County Counsel** 21 Attorneys for Defendants 22 23 24 LAW OFFICES OF **CHARLES & BONNER** 25 By: 26 Dated: November 8, 2011 CHARLES A. BONNER 27 Attorneys for Plaintiffs 28

[PROPOSED] ORDER IT IS SO ORDERED that the time for the parties to participate in private mediation is enlarged until March 1, 2012. Dated: __11/22/11 United States District Court Judge

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