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23 UNITED STATES DISTRICT COURT
 24 NORTHERN DISTRICT OF CALIFORNIA

25 **MALCOLM L. LANDRY,**
 26
 27 Plaintiff,

28 v.

MIKE BERRY and BRENT JENKINS,
 Defendants.

CASE NO: CV10-04707 RS

**JOINT STIPULATION AND
 [PROPOSED] ORDER CONTINUING
 EARLY NEUTRAL EVALUATION
 DEADLINE AND CASE
 MANAGEMENT CONFERENCE**

1 IT IS HEREBY STIPULATED BY AND BETWEEN Plaintiff MALCOLM L.
2 LANDRY and defendants MIKE BERRY and BRENT JENKINS, through their respective
3 attorneys of record, as follows:

4 This case is currently scheduled for a second Case Management Conference on May
5 19, 2011.

6 The matter was referred to Early Neutral Evaluation (ENE) on January 28, 2011 and
7 deadline for the ENE session is April, 2011, if possible. All parties have been actively
8 engaged in the necessary discovery to undertake a meaningful ENE session. Plaintiff's
9 deposition is currently set for April 6, 2011 in Reno, Nevada. Due to calendaring conflicts
10 the depositions of both defendants and a few witnesses are set for May 4-5, 2011 in
11 Eureka, California, the earliest mutually convenient date for all involved. An ENE phone
12 conference was held March 14, 2011. In order to complete the above discovery and based
13 on availability of the parties, counsel and the ENE Evaluator, the ENE session was set for
14 May 24, 2011.

15 The parties are requesting an extension of the ENE deadline to May 31, 2011, and
16 counsel request that the date for the Case Management Conference be extended to
17 Thursday June 9, 2011.

19 DATED: March 15, 2011

Law Office of Diane K. Vaillancourt
Law Office of Terri Keyser-Cooper

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By: /s/ Diane K. Vaillancourt

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Diane K. Vaillancourt

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Terri Keyser-Cooper

Attorneys for Plaintiff

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DATED: March 15, 2011

California Attorney General's Office

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By: /s/ David W. Hamilton

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David W. Hamilton

Attorney for Defendant Mike Berry

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DATED: March 15, 2011

MITCHELL, BRISSO, DELANEY & VRIEZE, LLP

By: /s/ John M. Vrieze
John M. Vrieze
Attorney for Defendant Brent Jenkins

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: 3/15/11



Honorable Richard Seeborg
United States District Judge