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Attorneys for Defendants
VILLAGE PIZZERIA and CICERO
MACIEL

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

CRAIG YATES,

PLAINTIFF,

CASE NO. CV-10-05404 MEJ
Civil Rights

V.

**STIPULATED REQUEST TO LIFT STAY
ON DISCOVERY TO PERMIT
DEPOSITION OF LANDLORD'S AGENT;
{Proposed} ORDER**

YEE MEI CHEUNG & FAMILY; YEE
MEI CHEUNG; TAT CHEUNG;
MACIEL CICERO; LAGHAEI FARID;
WAI BING CHEUNG; YOUNG NG
YING; VILLAGE PIZZERIA;
VILLAGE PIZZERIA, INC.;
THIDWICK BOOKS; LEA GREY;
PERIOD GEORGE; GIBSON LINES,
LLC; DONALD GIBSON; AND DOES
1 THROUGH 50, INCLUSIVE,

Defendants.

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Plaintiff and the undersigned Defendants (who, thus far,
are the only Defendants who have appeared in this case) request

1 that the Court partially lift the stay imposed by General Order
2 56 and the Scheduling Order of November 29, 2010 (at CD 6) to
3 permit Plaintiff to Notice the Deposition of Vincent Ng of
4 Millbrae. Ng is the landlords' agent who collects the rent and
5 maintains the premises. It is believed that he will be able to
6 identify the whereabouts of the various landlord Defendants for
7 purposes of affecting formal service of process. Such
8 Defendants are YEE MEI CHEUNG & FAMILY; YEE MEI CHEUNG; TAT
9 CHEUNG; LAGHAEI FARID; and WAI BING CHEUNG. Plaintiff's counsel
10 represents that the only known address for all the Landlord-
11 Defendants is the post office box listed with the County
12 Assessor, and that service attempts at all known and suspected
13 addresses have failed. Defendants further represent they do not
14 have a physical address for the landlord, but can only identify
15 the foregoing agent. Plaintiff represents that Mr. Ng is not
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1 cooperating with informal attempts to obtain this information.

2 SO STIPULATED.

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4 Dated: May 18, 2011

THIMESCH LAW OFFICES
TIMOTHY S. THIMESCH

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/s/ Authorized Signed
Attorneys for Plaintiff
CRAIG YATES

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7 Dated: May 18, 2011

CATHERINE M. CORFEE, ESQ.
CORFEE STONE & ASSOCIATES

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/s/ Authorized Signed
Attorneys for Defendants
PERIOD GEORGE; GIBSON LINES, LLC;
and DONALD GIBSON

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12 Dated: May 18, 2011

RICHARD L. BECKMAN, ESQ.
BECKMAN MARQUEZ & DOWLING LLP

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/s/ Authorized Signed
Attorneys for Defendants
VILLAGE PIZZERIA and CICERO MACIEL

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ORDER

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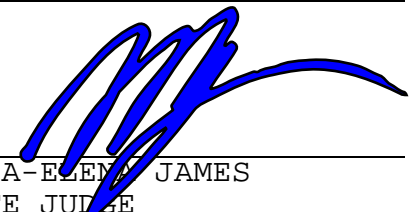
SO ORDERED. _____

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DATED: May 19, 2011



HON. MARIA-ELENA JAMES
MAGISTRATE JUDGE
U.S. DISTRICT COURT

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