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8 Attorneys for Defendant  
 SAFEWAY INC.

9 UNITED STATES DISTRICT COURT  
 10 NORTHERN DISTRICT OF CALIFORNIA

11 \_\_\_\_\_  
 12 CRAIG YATES, an individual, )

13 Plaintiff, )

14 vs. )

15 SAFEWAY, INC., a Delaware )  
 16 Corporation, )

17 Defendants. )

18 \_\_\_\_\_  
 19 CRAIG YATES, an individual, )

20 Plaintiff, )

21 vs. )

22 PERKOS CAFÉ; SAFEWAY, INC.; )  
 23 GLEN WIENKE; TAMRA WIENKE; )  
 24 LEE ROY CAMPBELL; and DOES 1 )  
 through 50, Inclusive, )

25 Defendants. )  
 26 \_\_\_\_\_ )  
 27

No. CV 11-1571 SI  
 Related to CV 11-0873 SI

STIPULATION AND [Proposed]  
ORDER CONTINUING THE  
CASE MANAGEMENT  
CONFERENCE NOW  
SCHEDULED FOR OCTOBER  
28, 2011

Trial Date: None Set

1 **INTRODUCTION**

2 In these related cases, plaintiff alleges that he is disabled and that  
3 defendants violated the Americans with Disabilities Act by denying him access  
4 to the Perko’s Café and Tacos El Rey Restaurant located in the Willow Tree  
5 Shopping Center in Lakeport California. The center is owned by Safeway, Inc.

6 On September 8, 2011, the court issued a notice of a Further Case  
7 Management Conference to take place on October 28, 2011 at 3:00 p.m.  
8 Counsel for Safeway shall be vacationing abroad on that date and, thus, will not  
9 be available to attend the conference either in person or telephonically. Subject  
10 to the court’s approval, the parties have agreed to stipulate to a brief  
11 continuance of the conference so that all counsel and parties can participate.

12 **STIPULATION**

13 The parties hereby stipulate that the Further Case Management  
14 Conference now scheduled to take place on October 28, 2011 be continued to  
15 either November 11 or 18, 2011 or as soon thereafter as is convenient for the  
16 court.

17 Respectfully submitted.

18 Dated: October 3, 2011

THIMESCH LAW OFFICES  
TIMOTHY S. THIMESCH, ESQ.

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/s/ Authorized Signed  
Attorneys for Plaintiff  
CRAIG YATES in the Perko’s Action

22

23 Dated: October 3, 2011

THOMAS E. FRANKOVICH, ESQ.  
A PROFESSIONAL LAW  
CORPORATION

24

25

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/s/ Authorized Signed  
Attorneys for Plaintiff  
CRAIG YATES in the Safeway Action

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28

1 Dated: October 3, 2011

SAFEWAY, INC.  
STEPHEN Q. ROWELL, ESQ.

2  
3 /s/ Authorized Signed

4 Attorneys for Defendant  
5 SAFEWAY INC.

6 Dated: October 3, 2011

GLEN WIENKE

7  
8 /s/ Authorized Signed  
PRO SE

9 Dated: October 3, 2011

TAMRA WIENKE

10  
11 /s/ Authorized Signed  
PRO SE

12  
13 Dated: September \_\_, 2011

DYNACO, INC  
ROGER JAFFE, ESQ.

14  
15  
16 /s/ Authorized Signed  
Attorneys for DYNACO, INC.

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18  
19  
20 **ORDER**

21 IT IS SO ORDERED that the Further Case Management Conference  
22 scheduled for October 28, 2011 be continued to Nov 18, 2011.

23 Dated: 10/3/11



24 \_\_\_\_\_  
Honorable Susan Illston  
25 Judge, United States District Court