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UNITED STATES DISTRICT COURT  
For the Northern District of California

UNITED STATES DISTRICT COURT  
Northern District of California  
San Francisco Division

EARL BROWN, SR., *et al.*,  
Plaintiffs,  
v.  
CITY AND COUNTY OF SAN  
FRANCISCO, *et al.*,  
Defendants.


No. C 11-02162 LB  
**ORDER TO SHOW CAUSE**  
[ECF No. 11]

In their Motion to Dismiss, Defendants argue that Deputy Barbieri has not been served properly. See Motion at 19. He has not appeared apparently because he has a serious medical condition and cannot participate in his defense. Defendants respond that service was proper because they served the San Francisco Sheriff's Department. See Opposition at 17 n4.

The court does not have a sufficient record about whether service was effective. Under the circumstances, the court directs the parties to meet and confer within three business days to establish a briefing schedule to address the issue. They should then file it with the court. The court has no objection to trying to address the issue on an expedited basis. The important thing is a sufficient fact record, and perhaps the parties can settle on stipulated facts.

**IT IS SO ORDERED.**

Dated: April 7, 2014

  
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LAUREL BEELER  
United States Magistrate Judge