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8 Attorneys for Defendant
 CITY AND COUNTY OF SAN FRANCISCO
 9 and S. A. NAVARRO

11 UNITED STATES DISTRICT COURT
 12 NORTHERN DISTRICT OF CALIFORNIA

13 PHILLIP PLEVIN, TERESITA TORRES,
 14 Plaintiffs,
 15 vs.
 16 CITY AND COUNTY OF SAN
 FRANCISCO; S. A. NAVARRO and Does 1-
 17 25, inclusive
 18 Defendants.

Case No. 11-cv-2359 MEJ

**STIPULATION AND ~~PROPOSED~~ ORDER
 TO EXTEND DATES FOR FILING AND
 HEARING DISPOSITIVE MOTIONS**

Trial Date: Not Set

1 The undersigned parties, through counsel, STIPULATE and AGREE and jointly request
2 modification of this Court's Orders concerning and setting dates for dispositive motion filing and
3 hearing in the above matter. The parties make this request based on the following circumstances:

4 1. Based on the recency of certain depositions, and the time counsel anticipated it would
5 take to meet and confer on a joint statement of undisputed facts as required by the Court's October 20,
6 2011 Case Management Order ¶J [Docket # 40], along with the Jewish holidays, and despite their
7 diligent attempts to comply with that Order, the parties jointly requested [Docket # 48] and obtained
8 from this Court [Docket # 49] an extension of time to make dispositive motions from September 20 to
9 September 27, 2012, and an extension of time for the hearing on such motions from October 25 to
10 November 1, 2012.

11 2. Defendants' counsel represents that on Saturday, September 22, 2012, the 2 year-old
12 son of defendants' counsel, Warren Metlitzky, fell and broke his leg. Because the child cannot go to
13 child care for at least a week, Mr. Metlitzky must stay at home with and care for him, the week of
14 September 24. It will therefore be exceedingly difficult, or impossible, for Mr. Metlitzky to attend to
15 completing the process of conferring with plaintiff's counsel concerning the joint statement, and of
16 completing defendants' dispositive motion.

17 3. Trial of this matter is set for April 15, 2013.

18 4. Accordingly, the parties stipulate to the entry of an order extending by one week the
19 relevant events, so that the deadline to file dispositive motions will be extended from September 27 to

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1 October 4, 2012, and the hearing date for dispositive motions will be extended from November 1 to
2 November 8, 2012, at 10 a.m.

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4 **IT IS SO STIPULATED.**

5 Dated: September 25, 2012

6 DENNIS J. HERRERA
7 City Attorney
8 CHERYL ADAMS
9 Chief Trial Deputy
10 WARREN METLITZKY
11 Deputy City Attorneys

12 By: /s/ Warren Metlitzky
13 WARREN METLITZKY
14 Attorneys for Defendant
15 CITY AND COUNTY OF SAN FRANCISCO
16 and S. A. NAVARRO

17 Dated: September 25, 2012

18 LAW OFFICES OF WILLIAM E. WEISS

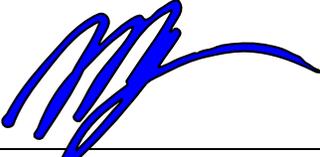
19 By: /s/ *
20 William E. Weiss, Esq. (SBN 73108)
21 Attorney for Plaintiffs PHILLIP PLEVIN and
22 TERESITA TORRES
23 *Pursuant to GO 45, the electronic signatory has obtained
24 approval from this signatory.

25 **ORDER**

26 Pursuant to the above stipulation, and for good cause appearing, the last day to file dispositive
27 motions is extended from September 27 to October 4, 2012, and the hearing date for such motions is
28 extended from November 1 to November 8, 2012.

IT IS ORDERED.

Dated: September 26, 2012



THE HONORABLE MARIA ELENA JAMES