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5 *and additional counsel listed on pleadings*

6 Attorneys for plaintiffs Timothy Scott  
 Campbell et al.

8 UNITED STATES DISTRICT COURT  
 9 NORTHERN DISTRICT OF CALIFORNIA

10  
 11 TIMOTHY SCOTT  
 CAMPBELL, et al.,

12 Plaintiffs,

13 vs.

14 CITY OF OAKLAND, et al.

15 Defendants.  
 16

No. CV11-05498 RS

**STIPULATED REQUEST FOR A NEW  
 SCHEDULING ORDER; AND ~~PROPOSED~~  
 ORDER**

Complaint Filed: Nov. 14, 2011  
 Current Trial Date: May 28, 2013

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 18 Whereas, the parties have agreed to participate in settlement discussions to see if  
 19 the matter can be resolved without naming additional defendants, and have agreed to a  
 20 limited discovery plan to facilitate such settlement discussions, and Magistrate Judge  
 21 Beeler has set a further settlement conference for November 13, 2012;

22 Whereas, the parties agree, and Judge Beeler recommends, to continue the trial  
 23 date and extend deadlines to allow sufficient time for the settlement process;

24 THEREFORE, the parties through their respective counsel jointly request that the  
 25 court issue a new scheduling order setting the following dates and deadlines:

26 STIPULATED REQUEST FOR A NEW SCHEDULING ORDER  
 27 CAMPBELL, ET AL. V. CITY OF OAKLAND, CASE NO. CV11-05498 RS

1 1. AMENDMENT OF PLEADINGS: The parties shall complete amendments to the  
2 pleadings by April 1, 2013.

3 2. DISCOVERY: On or before September 6, 2013, all non-expert discovery shall be  
4 completed by the parties.

5 3. EXPERT WITNESSES. The disclosure and discovery of expert witness opinions  
6 shall proceed as follows:

7 A. On or before September 20, 2013, plaintiffs shall disclose expert testimony  
8 reports in accordance with Federal Rule of Civil Procedure 26(a)(2).

9 B. On or before October 4, 2013, defendants shall disclose expert testimony and  
10 reports in accordance with Federal Rule of Civil Procedure 26(a)(2).

11 C. On or before October 28, 2013, all discovery of expert witnesses pursuant to  
12 Federal Rule of Civil Procedure 26(b)(4) shall be completed.

13 4. PRETRIAL MOTIONS. All pretrial motions must be filed and served pursuant to  
14 Civil Local Rule 7. All pretrial motions shall be heard no later than December 12, 2013.

15 5. PRETRIAL STATEMENTS. Counsel shall file a Joint Pretrial Statement on or  
16 before January 27, 2014.

17 6. PRETRIAL CONFERENCE. February 10, 2014, at 10:00 a.m.

18 7. TRIAL DATE. **February 24, 2014**, at 9:00 a.m.

19 The parties further stipulate to toll, from the date of this agreement until April 1,  
20 2013, applicable limitations on California state law claims provided in Cal. Government  
21 Code sections 945.6, 950.6 and related provisions, both as to the named plaintiffs, and as  
22 to the other claimants who have presented administrative claims against the City of  
23 Oakland and have made settlement demands as part of the settlement process in this case,  
24 but who have not yet been named as plaintiffs in the within action: Max Bell Alper,  
25

26 STIPULATED REQUEST FOR A NEW SCHEDULING ORDER  
27 CAMPBELL, ET AL. V. CITY OF OAKLAND, CASE NO. CV11-05498 RS

1 Brooke Anderson, Kevin Christensen, Mathias Bernarding, Mara Randle, Sukay Sow,  
2 Max Stiers, Ruben Mendez, David Morse, Dereck Clemons, Scott Whitacre, and Suzi  
3 Spangenberg.

4 It is so stipulated.

5 Dated: September 27, 2012 /S/

6 Rachel Lederman  
7 Attorneys for plaintiffs T. Scott Campbell, et al.

8 /S/

9 Linda Lye  
10 Attorneys for plaintiffs ACLU-NC, et al.

11 /S/

12 William Simmons, Supervising City Attorney  
13 Attorney for defendants

14 **SIGNATURE ATTESTATION**

15 I am the ECF User whose ID and Password are being used to file  
16 this stipulated request. In compliance with General Order 45, X.B., I hereby attest that  
17 Ms. Lye and Mr. Simmons have concurred in this filing.

18 Dated: September 27, 2012 /S/  
19 Rachel Lederman

1 ~~PROPOSED~~ ORDER

2 Pursuant to stipulation, and good cause appearing, the court vacates the current  
3 trial date of May 28, 2013, and sets the following new schedule:

4 1. AMENDMENT OF PLEADINGS: The parties shall complete amendments to the  
5 pleadings by April 1, 2013.

6 2. DISCOVERY: On or before September 6, 2013, all non-expert discovery shall be  
7 completed by the parties.

8 3. EXPERT WITNESSES. The disclosure and discovery of expert witness opinions  
9 shall proceed as follows:

10 A. On or before September 20, 2013, plaintiffs shall disclose expert testimony  
11 reports in accordance with Federal Rule of Civil Procedure 26(a)(2).

12 B. On or before October 4, 2013, defendants shall disclose expert testimony and  
13 reports in accordance with Federal Rule of Civil Procedure 26(a)(2).

14 C. On or before October 28, 2013, all discovery of expert witnesses pursuant to  
15 Federal Rule of Civil Procedure 26(b)(4) shall be completed.

16 4. PRETRIAL MOTIONS. All pretrial motions must be filed and served pursuant to  
17 Civil Local Rule 7. All pretrial motions shall be heard no later than December 12, 2013.

18 5. PRETRIAL STATEMENTS. Counsel shall file a Joint Pretrial Statement on or  
19 before January 27, 2014.

20 6. PRETRIAL CONFERENCE. The pretrial conference will be held on **February**  
21 **10, 2014**, at 10:00 a.m. in Courtroom 3, 17th Floor, United States Courthouse, 450  
22 Golden Gate Avenue, San Francisco, California.

23 7. TRIAL DATE. Trial shall commence on **February 24, 2014**, at 9:00 a.m., in  
24 Courtroom 3, 17th Floor, United States Courthouse, 450 Golden Gate Avenue, San  
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26 STIPULATED REQUEST FOR A NEW SCHEDULING ORDER  
27 CAMPBELL, ET AL. V. CITY OF OAKLAND, CASE NO. CV11-05498 RS

1 Francisco, California.

2  
3 IT IS SO ORDERED.

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5 Dated: 9/28/12

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7 RICHARD SEEBORG  
8 United States District Judge  
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26 STIPULATED REQUEST FOR A NEW SCHEDULING ORDER  
27 CAMPBELL, ET AL. V. CITY OF OAKLAND, CASE NO. CV11-05498 RS