| 1 | DENNIS J. HERRERA, State Bar #139669 | | | |
|--------|--|-----------------------------------|--|--|
| $_{2}$ | City Attorney CHERYL ADAMS, State Bar #164194 | | | |
| | Chief Trial Deputy | | | |
| 3 | PETER J. KEITH, State Bar #206482 LEILA K. MONGAN, State Bar #271287 | | | |
| 4 | Deputy City Attorney Fox Plaza | | | |
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| 8 | E-Mail: leila.mongan@sfgov.org | | | |
| 9 | Attorneys for Defendant | | | |
| 10 | CITY AND COUNTY OF SAN FRANCISCO | | | |
| 11 | | | | |
| 12 | | | | |
| | UNITED STATES DISTRICT COURT | | | |
| 13 | NORTHERN DISTRICT OF CALIFORNIA | | | |
| 14 | JAMESON ASHLEY, | Case No. CV-12-0045 | τ. | |
| 15 | · | | | |
| 16 | Plaintiff, | | ON AND [PROPOSED] NG DEADLINES FOR | |
| | vs. | MEDIATION AND THE COMPLAINT | FOR AMENDMENTS TO | |
| 17 | CITY AND COUNTY OF SAN | | | |
| 18 | FRANCISCO, MICHAEL HENNESSEY, individually and in his official capacity as | Date Action Filed: Trial Date: | January 26, 2012 April 29, 2013 | |
| 19 | Sheriff of the San Francisco County Sheriff's | | | |
| 20 | Department; and DOES 1 to 30, | | | |
| 21 | Defendants. | | | |
| | | 1 | | |
| 22 | | | | |
| 23 | Pursuant to Local Rule 6-1(a), and with the agreement of the Court's ADR Unit, Plaintiff | | | |
| 24 | | | | |
| 25 | Jameson Ashley and Defendant City and County of San Francisco, by and through their attorneys of | | | |
| 26 | record, hereby stipulate and agree that (1) the time to complete court mediation in this matter shall be | | | |
| | extended until and through October 30, 2012; and (2) the time for plaintiff to file an amended | | | |
| 27 | complaint shall be extended until and through O | ctober 30, 2012. | | |
| 28 | | | | |

Joint Stipulation and Order re Deadlines Ashley v. CCSF, et al.; Case No. CV-12-0045

| 1 | IT IS SO STIPULATED. | | |
|------------|--|--|--|
| 2 | Dated: August 29, 2012 | | |
| 3 4 | DENNIS J. HERRERA City Attorney JOANNE HOEPER | | |
| 5 | Chief Trial Deputy | | |
| 6 | Deputy City Attorney | | |
| 7 8 | By: <u>/s/</u> LEILA K. MONGAN | | |
| 9 | Attorneys for Defendant CITY AND COUNTY OF SAN FRANCISCO | | |
| 11 12 | Dated: August 29, 2012 | | |
| 13 | SIMS, CURRAN & OCKEN | | |
| 14 15 | By: <u>/s/</u> STUART R. CURRAN | | |
| 16 | Attorneys for Plaintiff JAMESON ASHLEY | | |
| 17 | DECLARATION OF LEILA K. MONGAN | | |
| 18 | I, Leila K. Mongan, declare as follows: | | |
| 19 | 1. I am a deputy city attorney in the San Francisco City Attorney's Office. I am the | | |
| 20 | deputy primarily assigned to handle this case on behalf of the City and County of San Francisco. By | | |
| 21 | virtue of my direct involvement in the matter, I have personal knowledge of the contents of this | | |
| 22 | declaration, and I could and would competently testify to the truth of the matters stated. | | |
| 23 | 2. The parties have stipulated to extend the time in which to complete court mediation so | | |
| 24 | that they may take additional discovery prior to mediation. Due to scheduling difficulties and | | |
| 25 | discovery disputes, the parties have not been able to complete all depositions prior to the August 31, | | |
| 26 | 2012 deadline for court mediation. | | |
| 27 | | | |

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- 3. The parties have stipulated to extend the time in which plaintiff may amend his complaint so that plaintiff may take additional discovery. Due to scheduling difficulties and discovery disputes, the parties have not been able to complete all depositions prior to the August 31, 2012 deadline for plaintiff to amend his complaint.
- 4. There have been three previous stipulated time modifications in this case. The parties stipulated to extend the deadline for defendants to respond to plaintiff's complaint; the parties stipulated to extend the deadline in which to complete mediation; and the parties stipulated to extend the time for plaintiff to amend his complaint.
- 5. This requested time modification may affect the deadlines for fact and expert discovery, which are presently set for September 28, 2012 and November 23, 2012, respectively. The parties will confer and file a motion to modify the Court's Order Scheduling Trial and Pretrial Matters to amend those dates as necessary.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct, and that I signed this declaration on August 29, 2012, at San Francisco, California.

Leila K. Mongan LEILA K. MONGAN

ORDER

Based on the above stipulation, and for good cause appearing, IT IS ORDERED as follows:

The deadline for the parties to complete court mediation in this case is hereby extended until and including October 30, 2012.

The deadline for plaintiff to file an amended complaint is hereby extended until and including October 30, 2012.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: August 31, 2012

THE HOXOLATILY JEFFREY S. WHITE UNITED STATES DISTRICT JUDGE