24
25
LAW OFFICES OF GEARY, 26
SHEA,
O'DONNELL 27

GRATTAN & MITCHELL

District Court for the Northern District of California. In support of this request, each of the affected parties by and through their respective attorneys of record hereby agree and stipulate as follows:

- 1. Plaintiffs filed the above-referenced action on April 17, 2012, the City of Rohnert Park was not served with the complaint until July 27, 2012. The City's last day to answer the complaint is August 17, 2012.
- 2. Plaintiffs have not yet served the individually named defendants. As reflected in the proofs of service, plaintiffs served the City of Rohnert Park's record supervisor, who is authorized to accept service on behalf of the City but is not authorized to accept service on behalf of the individual defendants. After negotiation, plaintiffs have forwarded to counsel for the City of Rohnert Park several Requests for Waiver of Service of Summons. Defense counsel is currently seeking authorization to waive service of summons on behalf of the individually named defendants.
- 3. In addition, neither trial attorney involved in this matter is available for the currently scheduled Case Management Conference. Defense trial counsel, Steven C. Mitchell, is currently out of the state on a previously-planned vacation and will not return until August 24, 2012. Similarly, plaintiffs' counsel is currently out of the state on vacation and will not return until the end of August.
- 4. Accordingly, due to the parties' necessity to resolve service-related issues, and due to the fact that neither trial attorney is available for the currently scheduled Case Management Conference, the parties respectfully request that this Court reschedule the Case Management Conference from August 23, 2012 to September 20, 2012, at 11:00 am or as soon thereafter as is convenient for the Court.
- 5. Aside from the dates triggered by the Initial Case Management Conference date and FRCP Rule 26, no other previously scheduled dates will be affected by this Order.

/// ///

///

///

///

| 1 | IT IS SO STIPULATED. | | |
|------------------------------------|--|---------------------|--|
| 2 | DATED: August 14, 2012 GEARY, SHEA, O'DONNELL, GRAT | ΓΤΑΝ & | |
| 3 | MITCHELL, P.C. | | |
| 4 | 4 By /s/ | | |
| 5 | 7 ROBERT W. HENKELS Attorneys for Defendant | | |
| | CITY OF ROHNERT PARK, I MASTERSON, RYAN FOILE | 3RIAN S, CHARLES | |
| | ZARSON, "FNU" AGER, and | JEFF JUSTICE | |
| | 8 DATED: August 14, 2012 LAW OFFICES OF JOHN L. BURRIS | 5 | |
| | 9 | | |
| | By /s/ BENJAMIN NIESENBAUM Attorneys for Plaintiffs | | |
| | Attorneys for Plaintiffs CHRISTOPHER KNAPP, SAM and KAREN KNAPP | MUEL KNAPP | |
| 13 | | | |
| 14 | ATTESTATION FOR COMPLIANCE WITH GENERAL ORDER 45 AND LOCAL RULE VIII.B. | | |
| 1: | | | |
| 10 | I, Robert W. Henkels, declare under penalty of perjury under the laws of California and the | | |
| 1′ | United States that I have in my possession e-mail correspondence from plaintiffs' co | | |
| 18 | content of this document is acceptable to all persons required to sign the document. this document was signed in Santa Rosa, California, on August 9, 2012. | i deciare mai | |
| 19 | 19 | 151 9, 2012. | |
| 20 | DATED: August 14, 2012 GEARY, SHEA, O'DONNELL, GRA | ΓΤΑΝ & | |
| 2 | MITCHELL, P.C. | | |
| | 22 By/s/ | | |
| | ROBERT W. HENKELS Attorneys for Defendant | | |
| | CITY OF ROHNERT PARK, I | | |
| LAW OFFICES OF | LARSON, "FNU" AGER, and | | |
| GEARY, 20 SHEA, O'DONNELL 2' | 26 27 /// | | |
| GRATTAN & | 28 /// | | |
| 1.0. | 2 | | |
| | | | |

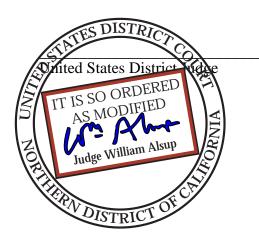
PURSUANT TO STIPULATION, AND GOOD CAUSE APPEARING:

The Case Management Conference in the above-referenced action currently set for August 23, 2012 is reset to: (Date) _September 20, 2012 ______, at (Time): _11:00 a.m. ____, in Courtroom 8, 19th Floor of the U.S. District Court for the Northern District of California, San Francisco, California. A Joint Case Management Conference Statement shall be filed seven (7) calendar days before the new date.

IT IS SO ORDERED.

THERE WILL BE NO FURTHER CONTINUANCES.

Date: August 16, 2012.



LAW OFFICES OF GEARY, 26 SHEA, O'DONNELL 27 GRATTAN & MITCHELL 28

- 4 -