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 13 GREGORY L. SULLIVAN and  
 14 KOJI FUJITA

15 UNITED STATES DISTRICT COURT  
 16 NORTHERN DISTRICT OF CALIFORNIA

18 GREGORY L. SULLIVAN and  
 19 KOJI FUJITA,  
 20 Plaintiffs,  
 21 v.  
 22 CITY OF SAN RAFAEL, a government  
 entity; SAN RAFAEL POLICE  
 23 DEPARTMENT, a government entity;  
 24 RYAN DEMARTA, individually, and in  
 his capacity as police officer for the CITY  
 25 OF SAN RAFAEL; RYAN COGBILL,  
 individually, and in his capacity as police  
 26 officer for the CITY OF SAN RAFAEL;  
 27 and DOES 1 to 100,  
 28 Defendants.

Case No.: CV 12-01922 MEJ

**STIPULATION AND ~~PROPOSED~~ ORDER  
 TO CONTINUE DATES FOR EXPERT  
 DISCLOSURES AND DISCLOSURES OF  
 REBUTTAL EXPERTS**

STIPULATION AND [PROPOSED] ORDER TO CONTINUE DATES FOR EXPERT DISCLOSURES AND DISCLOSURES OF REBUTTAL EXPERTS

*Sullivan v. City of San Rafael, et al.*  
 U.S.D.C. Northern District of CA Case No. CV-12-01922 MEJ

1 **STIPULATION**

2  
3 1. The parties, by and through their respective counsel, hereby stipulate and request that the  
4 presently-scheduled May 7, 2013 Expert Disclosure date be continued to May 17, 2013, and the  
5 May 17, 2013 Rebuttal Expert Disclosure date be continued to May 31, 2013.

6 2. Brian Gearinger, co-counsel for Plaintiffs, is responsible for retaining Plaintiffs’ police  
7 practices expert and providing all relevant materials to the expert necessary for the expert’s preparation  
8 of his Federal Rule of Civil Procedure 26(a)(2)(B) written report. Mr. Gearinger will be attending a  
9 funeral out-of-state such that he will not be able to oversee the timely completion of the report of  
10 Plaintiff’s police practices. Mr. Gearinger explained his situation to Richard Osman, counsel for  
11 Defendants. Mr. Osman graciously agreed to stipulate to Mr. Gearinger’s request to extend the deadlines  
12 relating to Expert Disclosures and Rebuttal Expert Disclosures.  
13

14 3. Moving the Expert Disclosure date and the Rebuttal Expert date will not affect any other  
15 dates in this case.

16 **SO STIPULATED.**

17 Dated: May 6, 2013

BERTRAND, FOX AND ELLIOT

18 By: /s/ Richard W. Osman  
19 Richard W. Osman  
20 Attorneys for Defendants

21 Dated: May 6, 2013

LAW OFFICE OF JAMES D. RUSH

22 By: /s/ James D. Rush  
23 James D. Rush  
24 Attorneys for Plaintiffs

25 Dated: May 6, 2013

GEARINGER LAW GROUP

26 By: /s/ Brian Gearinger  
27 Brian Gearinger  
28 Attorneys for Plaintiffs

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~~PROPOSED~~ ORDER

Having reviewed the stipulation of counsel herein, IT IS HEREBY ORDERED that the Expert Disclosure date is continued from May 7, 2013 to May 17, 2013 and the Rebuttal Expert date is continued from May 17, 2013 to May 31, 2013.

**IT IS SO ORDERED.**

DATED: May 9, 2013

  
\_\_\_\_\_  
HONORABLE MARIA-ELENA JAMES  
UNITED STATES MAGISTRATE JUDGE