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12 \* *Defendants' counsel listed after the caption*

13 UNITED STATES DISTRICT COURT  
 14 FOR THE NORTHERN DISTRICT OF CALIFORNIA

15 GERARDO HERNANDEZ,

16 Plaintiff,

17 v.

18 FINAL SCORE SPORTS BAR, INC.;  
 19 MAPLE LEAF INVESTMENTS, LLC;  
 20 and DOES 1-10, Inclusive,

21 Defendants.

Case No. C12-2080 JSW

Civil Rights

**STIPULATION FOR LIMITED  
 RELIEF FROM  
 GENERAL ORDER 56**

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STIPULATION FOR LIMITED RELIEF FROM  
 GENERAL ORDER 56

Case No. C12-2080 JSW

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1 Plaintiff GERARDO HERNANDEZ and defendants FINAL SCORE  
2 SPORTS BAR, INC. and MAPLE LEAF INVESTMENTS, LLC by and through  
3 their counsel of record, stipulate and jointly request that the Court grant limited  
4 relief from General Order 56 for the sole purpose of allowing the parties to  
5 subpoena the complete building records for the subject property at issue in this  
6 disabled access case. The parties do so based on the following Good Cause:

7 1. Whereas plaintiff filed his action on April 25, 2012, and both  
8 defendants have been served and answered;

9 2. Whereas all of the parties have been working cooperatively within the  
10 parameters of General Order 56 to resolve plaintiff's claims, including conducting a  
11 joint site inspection on June 25, 2012;

12 3. Whereas the parties agree that allowing discovery for the limited  
13 purpose of subpoenaing the subject building's complete construction, alteration, and  
14 permit history would help facilitate the mediation process, and possible cooperative  
15 settlement, under General Order 56;

16 4. Whereas the parties have attempted to informally and cooperatively  
17 obtain such records, but the San Jose Building Department has stated it requires a  
18 subpoena before releasing copies of a complete set of its records;

19 5. Whereas this is the first request by the parties to the Court for relief  
20 from any of the requirements of General Order 56;

21 6. Now, therefore, IT IS HEREBY STIPULATED by and between the  
22 parties, through their counsel, that this Court should grant limited relief from the  
23 General Order 56 stay on discovery so that the parties may subpoena the complete  
24 construction, alteration, and permit history of the subject premises.


25  
26 IT IS SO STUIPULATED.



**ORDER**

Pursuant to stipulation, and for good cause shown, IT IS SO ORDERED.

Dated: September 6, 2012

  
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Honorable Jeffrey S. White  
United States District Court Judge

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