

SMITH PATTEN
 SPENCER SMITH (SBN: 236587)
spencer@smithpatten.com
 DOW W. PATTEN (SBN:135931)
dow@smithpatten.com
 353 Sacramento St., Suite 1120
 San Francisco, California 94111
 Telephone (415) 402-0084
 Facsimile (415) 520-0104

Attorney for Plaintiff
 RYAN MUCCULAR

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

RYAN MUCCULAR, an individual,

Plaintiff,

v.

WALKUP, MELODIA, KELLY &
 SCHOENBERGER, a California Professional
 Corporation; and DOES 1-10, inclusive,

Defendants.

Case No. C-12-5073 WHA

**STIPULATION AND ~~PROPOSED~~
 ORDER EXTENDING BRIEFING
 SCHEDULE AND HEARING DATE OF
 DEFENDANT'S MOTION FOR
 SUMMARY JUDGMENT, OR IN THE
 ALTERNATIVE, PARTIAL SUMMARY
 JUDGMENT**

Hearing Date: August 1, 2013
 Proposed Hearing Date: August 15, 2013
 Time: 8:00 a.m.
 Place: Courtroom 8, 19th Floor
 Trial Date: January 6, 2014

THE PARTIES BY THEIR UNDERSIGNED COUNSEL HEREBY STIPULATE AND
 AGREE AS FOLLOWS:

1. In order to accommodate unavailability due to prior scheduling and the upcoming Independence Day holiday weekend, the parties hereby agree to the following briefing schedule and hearing date:
2. The deadline for Plaintiff's Opposition to Defendant's Motion for Summary Judgment, or in the Alternative, Partial Summary Judgment is July 10, 2013.

- 1 3. The deadline for Defendant's Reply to Plaintiff's Opposition to Defendant's Motion for
2 Summary Judgment, or in the Alternative, Partial Summary Judgment is July 17, 2013.
3 4. The hearing date for Defendant's Motion for Summary Judgment, or in the Alternative,
4 Partial Summary Judgment is August 15, 2013, at 8:00 a.m. in Courtroom 8, 19th Floor.
5

6 **IT IS SO AGREED.**
7

8 Dated: June 25, 2013
9

SMITH PATTEN

10 /s/ Dow W. Patten
11 SPENCER F. SMITH, ESQ.
12 DOW W. PATTEN, ESQ.
13 Attorneys for Plaintiff

14 Dated: June 25, 2013
15

GORDON & REES LLP

16 /s/ Macrie S. Isom
17 MICHAEL D. BRUNO, ESQ.
18 MARCIE S. ISOM, ESQ.
19 Attorneys for Defendant

20 **GOOD CAUSE APPEARING, IT IS SO ORDERED,**
21

22 
23 THE HONORABLE WILLIAM H. ALSUP
24
25
26
27
28