

1 MICHAEL T. LUCEY (SBN 099927)  
2 LINDA M. MORONEY (SBN 172668)  
3 HIEU TRAN (SBN 280585)  
4 GORDON & REES LLP  
5 275 Battery Street, Suite 2000  
6 San Francisco, CA 94111  
7 Telephone: (415) 986-5900  
8 Facsimile: (415) 986-8054

9 Attorneys for Defendant  
10 LATINO COMMISSION ON  
11 ALCOHOL AND DRUG ABUSE  
12 OF ALAMEDA COUNTY

13 WILLIAM C. McNEILL, III (SBN 64392)  
14 THE LEGAL AID SOCIETY  
15 EMPLOYMENT LAW CENTER  
16 180 Montgomery Street, Suite 600  
17 San Francisco, California 94104

18 Telephone: 415.864.8848 x 212  
19 Facsimile: 415-593-0096

20 Attorney for Plaintiff Limited to  
21 Settlement Purposes Only  
22 MARCO J. AZUCENA

Gordon & Rees LLP  
275 Battery Street, Suite 2000  
San Francisco, CA 94111

15 UNITED STATES DISTRICT COURT  
16 NORTHERN DISTRICT OF CALIFORNIA

17 MARCO J. AZUCENA, ) CASE NO. C12-6033 JSW  
18 )  
19 Plaintiff, ) STIPULATED JOINT REQUEST FOR  
20 vs. ) CONTINUANCE OF HEARING ON  
21 LATINO COMMISSION ON ALCOHOL AND ) DEFENDANT'S MOTION TO DISMISS  
22 DRUG ABUSE OF ALAMEDA COUNTY, ) ON THE PLEADINGS AND  
23 ) CONTINUANCE OF ADR DEADLINE  
24 ) WITH [PROPOSED] ORDER  
25 ) THEREON  
26 )  
27 ) Date: August 9, 2013  
28 ) Time: 9:00 a.m.  
29 ) Courtroom: 11  
30 ) Trial Date: June 23, 2014  
31 )  
32 ) [Jury Trial Demand]  
33 )  
34 ) Complaint Filed: November 28, 2012

1 Defendant LATINO COMMISSION ON ALCOHOL AND DRUG ABUSE OF  
2 ALAMEDA COUNTY and PLAINTIFF MARCO J. AZUCENA (hereinafter collectively “the  
3 Parties”) respectfully request a continuance of the August 9, 2013 hearing on Defendant’s  
4 Motion to Dismiss and for Judgment on the Pleadings (the “Motion”) as follows:

5 WHEREAS the Court granted a continuance for the parties to complete ADR by August  
6 30, 2013;

7 WHEREAS Plaintiff has retained legal counsel for the limited purpose of settlement  
8 negotiations/ mediation;

9 WHEREAS the Parties have scheduled private mediation for September 10, 2013;

10 WHEREAS the Parties believe that all disputed claims may potentially be resolved at the  
11 September 10, 2013 mediation;

12 The parties respectfully request a 30-day continuance of the ADR deadline to  
13 September 30, 2013;

14 The parties respectfully request to continue the hearing on Defendant's Motion to  
15 Dismiss and for Judgment on the Pleadings from August 9, 2013 to November 8, 2013, or the  
16 first available hearing date after the scheduled mediation on September 10, 2013.

Dated: July 23, 2013

GORDON & REES LLP

By: /S/  
Hieu Tran  
Attorneys for Defendant  
LATINO COMMISSION ON  
ALCOHOL AND DRUG ABUSE OF  
ALAMEDA COUNTY

25 | Dated: July 23, 2013

By: /S/  
William C. McNeill III  
Attorney for Plaintiff Limited to  
Settlement Purposes Only  
MARCO J. AZUCENA

1  
2 **[PROPOSED] ORDER**

3 Pursuant to Defendant LATINO COMMISSION ON ALCOHOL AND DRUG ABUSE  
4 OF ALAMEDA COUNTY and Plaintiff MARCO J. AZUCENA'S stipulated request for  
5 continuance of the August 30, 2013 ADR deadline, the Court hereby continues the ADR  
6 deadline to September 30, 2013.

7 Pursuant to Defendant LATINO COMMISSION ON ALCOHOL AND DRUG ABUSE  
8 OF ALAMEDA COUNTY and Plaintiff MARCO J. AZUCENA'S stipulated request for  
9 continuance of the August 9, 2013 hearing on Defendant's Motion to Dismiss and for Judgment  
10 on the Pleadings, the Court hereby continues the hearing to November 8, 2013, ~~or the first~~  
11 ~~available hearing date after the scheduled mediation on September 10, 2013.~~

12 **IT IS SO ORDERED.**

13  
14 Dated: July 24, 2013

15  
16   
17 JUDGE JEFFREY S. WHITE

18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
Gordon & Rees LLP  
275 Battery Street, Suite 2000  
San Francisco, CA 94111