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8  
 9 IN THE UNITED STATES DISTRICT COURT  
 10 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
 11 SAN FRANCISCO DIVISION

12  
 13 **CESAR URIBE,**

14 Plaintiffs,

15 v.

16 **PHILIP BABIENCO,**

17 Defendant.  
 18

No. C 13-1106 WHA

**STIPULATED ADMINISTRATIVE  
 MOTION TO REQUEST CONTINUANCE  
 OF DEADLINE TO COMPLETE  
 MEDIATION**

[Civil L.R. 7-11, 16-2]

1                                   **STIPULATED ADMINISTRATIVE MOTION TO REQUEST**  
2                                   **CONTINUANCE OF DEADLINE TO COMPLETE MEDIATION**

3                   Plaintiff Cesar Uribe and Defendant Philip Babienco, by and through their counsel of record,  
4 hereby stipulate to and request that the Court continue the deadline to complete mediation in this  
5 matter until June 16, 2015.

6                   **A. Nature of Action; Procedural Status**

7                   Plaintiff Cesar Uribe is a California prisoner alleging violation of his federal civil rights  
8 under 42 U.S.C. § 1983, and medical malpractice, related to his dental care at the Correctional  
9 Training Facility in Soledad, California.

10                  On September 16, 2014, the Court granted in part, and denied in part, Defendants’ motion  
11 for summary judgment, and referred the case to the Pro Se Prisoner Mediation Program. The  
12 Court stayed all proceedings pending a mediation session to occur within 120 days. ECF No. 34.

13                  Mediation was set for January 7, 2015. All counsel appeared on that date, but Plaintiff, who  
14 is incarcerated, was unavailable to participate telephonically, as anticipated by the Court and  
15 parties. Plaintiff’s counsel indicated a desire to take the deposition of Defendant Babienco, and  
16 the parties agreed to return for further status conference with Judge Vadas.

17                  A status conference was held on March 17, 2015. The parties, and the Court, agreed to a  
18 further mediation session on June 16, 2015, the first available date for the parties and Court.

19                  **B. Grounds for Request**

20                  Given that inmate Uribe was unavailable at the last mediation, along with the additional  
21 discovery that has occurred, the parties agree that a further mediation session is appropriate in this  
22 matter. Therefore, the parties request the Court continue the deadline to complete mediation up  
23 to, and including, June 16, 2015.

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13 **CESAR URIBE,**

14 Plaintiffs,

15 v.

16 **PHILIP BABIENCO,**

17 Defendant.

No. C 13-1106 WHA

**[PROPOSED] ORDER GRANTING  
STIPULATED ADMINISTRATIVE  
MOTION TO REQUEST CONTINUANCE  
OF DEADLINE TO COMPLETE  
MEDIATION**


**[Civil L.R. 7-11, 16-2]**

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The Court, having considered the parties' Stipulated Motion for Administrative Relief, Pursuant to Civil Local Rules 7-11 and 16-2(d), for continuance of the deadline to complete mediation, hereby orders as follows:

**IT IS HEREBY ORDERED** that the Motion is GRANTED. The deadline for mediation in this matter is continued until June 16, 2015.

Dated: March 27, 2015.

  
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Honorable William H. Alsup  
United States District Judge