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 8 CITY AND COUNTY OF SAN FRANCISCO

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12 Counsel for Plaintiff
 13 FREDDIE NEW

14 UNITED STATES DISTRICT COURT
 15 NORTHERN DISTRICT OF CALIFORNIA

16 FREDDIE NEW,
 17 Plaintiff,
 18 vs.
 19 CITY AND COUNTY OF SAN
 FRANCISCO, SAN FRANCISCO
 20 MUNICIPAL TRANSIT AGENCY, CHERYL
 TURNER, ROBERT LOUIE, and DOES 1-40,
 21 Defendants.

Case No. C 13 1285 EMC

**JOINT CASE MANAGEMENT CONFERENCE
 STATEMENT AND PROPOSED ORDER
 CONTINUING CASE MANAGEMENT
 CONFERENCE**

Hearing Date: February 27, 2014
 Time: 10:30 a.m.
 Place: Courtroom 5, 17th Floor
 Judge: Honorable Edward M. Chen

Date Action Filed: December 22, 2011
 Trial Date: None Set

1 The parties through their counsel of record submit the following Joint Case Management
2 Conference Statement.

3 **STATUS OF THE ACTION**

4 At the initial case management conference on August 22, 2013, Plaintiff's counsel requested
5 and the Court ordered that Defendant Cheryl Turner be made available for deposition prior to the
6 parties participating in alternative dispute resolution. In anticipation of the settlement conference
7 scheduled on January 24, 2014 with Magistrate Judge Maria-Elena James, Defendant Cheryl Turner
8 was deposed on January 14, 2014. The matter did not settle at the January 24th settlement conference
9 and was scheduled for a further settlement conference on February 11, 2014. At 5:39 p.m. on the day
10 before the further settlement conference, Plaintiff's counsel emailed the Court and Defendants'
11 counsel to advise that Plaintiff would be unavailable the next day for the settlement conference and the
12 balance of the week because he had to attend a memorial service in Sacramento.

13 As a result, the February 11th settlement conference was cancelled and the Court advised that
14 it would contact the parties concerning a further settlement conference date. The parties request that
15 the Court enter an order continuing the February 27, 2014 case management conference to a date in
16 April 2014 in anticipation of parties being scheduled for a settlement conference in March 2014.

17
18 Dated: February 20, 2014

RUSSELL A. ROBINSON, ESQ.
LAW OFFICE OF RUSSELL A. ROBINSON

19
20 By: /s/ Russell A. Robinson
RUSSELL A. ROBINSON
Attorneys for Plaintiff Freddie New

21
22 Dated: February 20, 2014

DENNIS J. HERRERA
City Attorney
ELIZABETH SALVESON
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TERENCE HOWZELL
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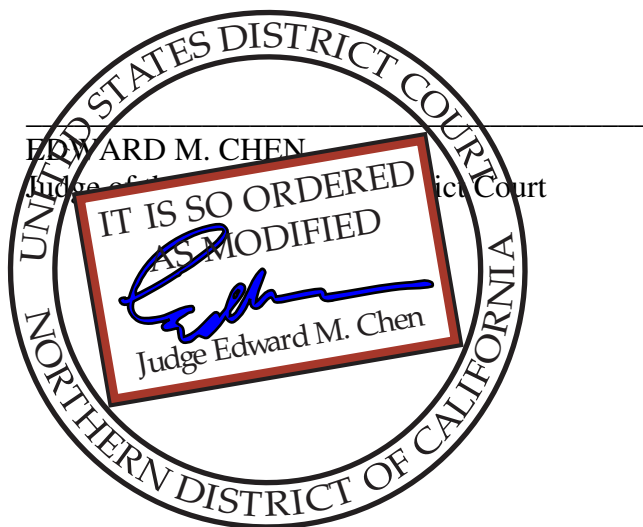
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25 By: /s/ Terence J. Howzell
TERENCE J. HOWZELL
Attorneys for Defendant

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27 CITY AND COUNTY OF SAN FRANCISCO

~~[PROPOSED]~~ ORDER

For good cause appearing, the case management conference currently set for February 27, 2014 at 10:30 a.m. is hereby continued to April 10, 2014 at 10:30 a.m.

Dated: February ²⁵ ____, 2014



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