

1 SIDNEY J. COHEN, Esq., State Bar No. 39023  
 2 SIDNEY J. COHEN PROFESSIONAL CORPORATION  
 3 427 Grand Avenue  
 4 Oakland, CA 94610  
 5 Telephone: (510) 893-6682

6 Attorneys for Plaintiff  
 7 Richard Skaff

8 UNITED STATES DISTRICT COURT  
 9 NORTHERN DISTRICT OF CALIFORNIA

10 RICHARD SKAFF

CASE NO. C 13-01926 NC  
Civil Rights

11 Plaintiff,

12 v.

ADMINISTRATIVE MOTION,  
 DECLARATION, AND ~~PROPOSED~~  
 ORDER FOR RELIEF FOR CASE  
 MANAGEMENT CONFERENCE

13 CITY OF SAUSALITO and DOES 1  
 14 through 20, Inclusive,

15 Defendants.

Pursuant to General Order 56, paragraph  
 8 And Local Civil Rule 7-11

16 **ADMINISTRATIVE MOTION**

17 Plaintiff brought this action against defendant City of Sausalito  
 18 alleging violations of Title II of the Americans With Disabilities Act and related  
 19 statutes and regulations. Accordingly, this case is governed by the procedures of  
 20 General Order 56.

21 The parties have complied with the requirements of paragraphs 1  
 22 through 7 of General Order 56.

23 The parties have held two mediations and had scheduled a further  
 24 mediation for April 30 and May 1, 2014.

25 By e mail dated April 17, 2014 to mediator Daniel Bowling and the  
 26 undersigned, defendant's City of Sausalito's counsel stated "...that from the  
 27 City's standpoint, the mediation process went forward in good faith (two  
 28 sessions) and is now completed, albeit without resolution." Defendant's counsel

1 then requested "... that the mediation be certified as completed per GO 56."

2 On April 24, 2014 the mediator certified that the case did not settle,  
3 that further facilitated discussions are not expected, and that the ADR process is  
4 complete (See DKT # 13).

5 Because the case has not settled at mediation, Plaintiff files this  
6 Motion For Administrative Relief requesting a Case Management Conference  
7 pursuant to the requirements of paragraph 8 of General Order 56 and Local Civil  
8 Rule 7-11.

9 In scheduling a Case Management Conference, please take note of  
10 the fact that Mr. Cohen, a solo practitioner and counsel for plaintiff, will be out  
11 of the country and otherwise unavailable for any purpose during the period May  
12 12, 2014 through June 1, 2014. (See DKT # 14.) In this regard, Plaintiff  
13 requests that the Case Management Conference be set for Wednesday, June 11,  
14 2014.

15 Date: May 1, 2014

SIDNEY J. COHEN  
PROFESSIONAL CORPORATION

/s/ Sidney J. Cohen

17  
18 

---

Sidney J. Cohen  
Attorney for Plaintiff Richard Skaff

19 **DECLARATION OF SIDNEY J. COHEN**

20 I, Sidney J. Cohen, declare:

21 1. I am counsel for Plaintiff in this action. I am an attorney in good  
22 standing and licensed to practice in the courts of California, in the United States  
23 District Courts for the Northern, Eastern, and Central Districts, in the United  
24 States Court of Appeals for the Ninth Circuit, and in the United States Supreme  
25 Court. If called upon to testify, I would testify as follows regarding the reasons I  
26 was not able to obtain a Stipulation from defendant City of Sausalito's counsel,  
27 Adam Abel, agreeing to a Case Management Conference.



1 7-11, and for good cause shown, the court sets a case management conference  
2 for 10:00 A.M. on Wednesday, June 11, 2014 . The parties shall e file a joint  
3 case management statement by no later than June 4, 2014 .

4 **IT IS SO ORDERED.**

5 **Date:** May 1, 2014

