MELINDA HAAG (CABN 132612) United States Attorney 2 ALEX G. TSE (CABN 152348) Chief, Civil Division 3 REBECCA A. FALK (CSBN 226798) 4 Assistant United States Attorney 5 450 Golden Gate Avenue, Box 36055 6 San Francisco, California 94102-3495 Telephone: (415) 436-7022 FAX: (415) 436-6740 7 rebecca.falk@usdoj.gov 8 Attorneys for Defendant 9 UNITED STATES DISTRICT COURT 10 NORTHERN DISTRICT OF CALIFORNIA 11 SAN FRANCISCO DIVISION 12 13 WELLBORN FREEMAN, CASE NO 13-02421 WHO 14 Plaintiff, JOINT STIPULATION AND ORDER CONTINUING 15 CASE MANAGEMENT CONFERENCE V. 16 UNITED STATES and DOES 1-10. 17 Defendant. 18 19 20 21 22 23 24 25 26 27 28 DEFENDANT'S JOINT STIPULATION AND ORDER TO CONTINUE CMC 13-2421 WHO

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1 **STIPULATION** 2 Subject to the approval of the Court, Plaintiff pro se Wellborn Freeman ("Plaintiff") and Federal Defendant United States of America, by and through its counsel of record, hereby stipulate and agree as 3 4 follows: 5 1 Plaintiff filed the Complaint in this action on May 29, 2013. Dkt. No. 1. 6 2. In response to Plaintiff's Complaint, Defendant has filed with this Court a Motion to 7 Dismiss. Dkt. No. 5. 8 3. Plaintiff declined to proceed before a United States Magistrate Judge and this matter was 9 reassigned to the Honorable William H. Orrick. Docket No. 10, 12. 10 4 This Court scheduled a Case Management Conference for September 3, 2013. Dkt. No. 11 13. 5 12 Plaintiff requested and this Court granted an extension of time to oppose Defendant's 13 Motion To Dismiss until September 30, 2013. The hearing for the Motion to Dismiss is set for October 30, 2013. Dkt. No. 18. 14 15 6. The parties hereby respectfully request that the Initial Case Management Conference and 16 all related deadlines in this matter, including those related to the ADR process and Rule 26(f) report, be vacated or continued until November 5, 2013, after the hearing on Defendants' Motion to Dismiss, or as 17 18 soon thereafter as is convenient for the Court. 19 IT IS SO STIPULATED. Dated: August 19, 2013 Respectfully Submitted, 20 21 MELINDA HAAG United States Attorney 22 /s/ Rebecca A. Falk 23 REBECCA A FALK Assistant United States Attorney 24 25 Dated: August 19, 2013 Respectfully Submitted, 26 27 Welborn Freeman 28 Plaintiff, pro se DEFENDANT'S JOINT STIPULATION AND ORDER TO CONTINUE CMC

13-2421 WHO

ORDER

Pursuant to the stipulation by the parties, and good cause having been shown, it is hereby ordered that the Case Management Conference scheduled for September 3, 2013 will be continued until November 5, 2013 or as soon thereafter as is convenient for the Court.

IT IS SO ORDERED.

DATED: August 26, 2013



DEFENDANT'S JOINT STIPULATION AND ORDER TO CONTINUE CMC 13-2421 WHO