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Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

17 KATHERINE CODY; PATRICIA MOORE;
 18 ROBERT WHARTON; APRIL ANTHONY;
 LARRY CABRERA; JOSEPH ROSE;
 19 STEPHANIE RINGSTAD; ALEXANDER
 RICHARD WILSON, TAMARA ROBINSON,
 20 PHILIP WILLIAM LEWIS and ALBANY
 HOUSING ADVOCATES, a California non-
 21 profit public benefit corporation,

Plaintiffs,

v.

24 CITY OF ALBANY; ALBANY POLICE
 DEPARTMENT; and MIKE MCQUISTON, in
 25 his official capacity as Chief of Police;

Defendants.

CASE NO. C 13-05270 CRB

**STIPULATION AND ORDER
 REGARDING AMENDMENT TO
 COMPLAINT AND TIMING OF
 RESPONSIVE PLEADING**

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 STIPULATION AND [PROPOSED] ORDER REGARDING AMENDMENT TO COMPLAINT
 AND TIMING OF RESPONSIVE PLEADING
 CASE NO. C 13-05270 CRB



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Plaintiffs Katherine Cody, Patricia Moore, Robert Wharton, April Anthony, Larry Cabrera, Joseph Rose, Stephanie Ringstad, Alexander Wilson, Tamara Robinson and Phillip Lewis, and Albany Housing Advocates (collectively, "Plaintiffs") and Defendants the City of Albany, Albany Police Department, and Mike McQuiston, in his official capacity as Chief of Police, (collectively, "Defendants"), by and through their undersigned counsel, hereby stipulate as follows:

WHEREAS Plaintiffs filed a Complaint in this matter on November 13, 2013 and served it on Defendants that same day;

WHEREAS Defendants have not yet filed or served a response to the Complaint;

WHEREAS Plaintiffs desire to amend the Complaint to reflect new facts, revise the asserted causes of action, add new plaintiffs and/or claims for relief, and otherwise take into account developments since the Complaint was filed;

WHEREAS Fed. R. Civ. P. 15 provides this Court with broad discretion to allow amended pleadings and to schedule responses to those pleadings;

WHEREAS an initial case management conference is scheduled for February 14, 2014, and the Parties do not now seek to change that date;

WHEREAS Defendants do not object to Plaintiffs filing an amended complaint,

THEREFORE, Plaintiffs and Defendants stipulate and agree on the following, and request an Order permitting (1) Plaintiffs to file a First Amended Complaint on or by December 16, 2013, and (2) Defendants to respond to this amended complaint no later than January 20, 2014.

Dated: December 3, 2013

Respectfully submitted,

KILPATRICK TOWNSEND & STOCKTON LLP

By: /s/ Maureen A. Sheehy
MAUREEN A SHEEHY
Attorneys for Plaintiffs



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Dated: December 3, 2013

Respectfully submitted,
RICHARDS, WATSON & GERSHON

By: /s/ Toussaint S. Bailey
TOUSSAINT S. BAILEY
Attorneys for Defendants

FILER'S ATTESTATION

Pursuant to Civil L.R. 5-1(i)(3) regarding signatures, I, Maureen A Sheehy, attest that concurrence in the filing of the document has been obtained from the other signatory. I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed this 3rd day of December 2013, at San Francisco, California.

/s/ Maureen A. Sheehy
Maureen A. Sheehy



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PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: December 6, 201

