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Attorneys for Defendants

RYAN KIMBER and MATTHEW HAYWARD

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

<p>18 ALBERTO ARAMBULA, an individual, 19 20 Plaintiff, 21 vs. 22 RYAN KIMBER, an individual; 23 MATTHEW HAYWARD, an individual 24 and DOES 1-50, inclusive; individually 25 and in their capacities as law enforcement 26 agents and/or personnel for the SAN JOSE 27 POLICE DEPARTMENT, 28 Defendants.</p>	<p>Case: 13-cv-05697-JST</p> <p>STIPULATION AND PROPOSED ORDER FOR EXTENSION OF TIME TO COMPLETE SETTLEMENT CONFERENCE AND AMENDED SCHEDULING ORDER</p>
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STIPULATION

All parties to this action stipulate and agree, by and through their respective counsel, as follows:

1. On May 14, 2014, the parties in this matter appeared before the Court during an initial Case Management Conference. The parties were referred to Magistrate Judge Beeler for a settlement conference to be completed by August 15, 2014;
2. On May 19, 2014, Judge Beeler notified the parties that a Settlement Conference was scheduled for September 16, 2014;
3. Presently, Plaintiff's counsel Benjamin Nisenbaum and John L. Burris are unavailable for Settlement Conference currently scheduled for September 16, 2014 due to scheduling conflicts. Plaintiff's counsel are currently engaged in Trial before the Honorable Jeffrey S. White in the matter of Espinosa, et al. v. City and County of San Francisco, et al. 4:06-cv-04686 JSW. The Trial is expected to last six (6) weeks;
4. In anticipation of the Settlement Conference, to keep attorney fees at a minimum, the parties have not yet served written discovery on each other, which will, of course, not be responded to until at least 33 days after service. Also, counsel have not yet conducted any depositions in this case; and,
5. Therefore, the parties request that this Court extend the time for completion of Settlement Conference from the presently scheduled date for completion, 08-15-14, to a date ninety (90) days from that date; the parties similarly request that the Court adjust the dates in its Scheduling Order dated June 3, 2014 such that all dates for completion

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are extended by ninety (90) days including but not limited to dates relating to fact discovery, expert disclosure and discovery, dispositive motions, and jury trial.

Respectfully submitted,

LAW OFFICES OF JOHN L. BURRIS

Dated: September 8, 2014

/s/ Benjamin Nisenbaum
John L. Burris, Esq.
Benjamin Nisenbaum, Esq.
Attorneys for Plaintiff Alberto Arambula

RICHARD DOYLE, City Attorney

Dated: September 9, 2014

/s/ Randolph S. Hom
RANDOLPH S. HOM, Senior Deputy City
Attorney
Attorneys for Defendants
RYAN KIMBER and MATTHEW HAYWARD

~~(PROPOSED)~~ ORDER

ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: September 11, 2014

HONORABLE
UNITED STATES DISTRICT COURT
Jon S. Tigar
Judge Jon S. Tigar
NORTHERN DISTRICT OF CALIFORNIA