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 8 Attorney for Defendants BAY AREA RAPID TRANSIT DISTRICT
 9 and NOLAN PIANTA

10
 11 UNITED STATES DISTRICT COURT
 12
 13 NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO BRANCH

14 MEGAN SHEEHAN, Case No. C14-03156 LB

15 Plaintiff,

16 v.

17 BAY AREA RAPID TRANSIT DISTRICT,
 18 NOLAN PIANTA, and DOES1-20, inclusive.

19 Defendants.

20 **STIPULATION AND [~~PROPOSED~~]**
 21 **ORDER EXCUSING NOLAN PIANTA**
 22 **AND MICHAEL STOLZMAN FROM**
 23 **ATTENDING THE SETTLEMENT**
 24 **CONFERENCE**

25
 26 Plaintiff, MEGAN SHEEHAN, by and through her undersigned attorney of record, and
 27 defendants, BAY AREA RAPID TRANSIT DISTRICT and NOLAN PIANTA and the CITY OF
 28 OAKLAND and MICHAEL STOLZMAN, through their undersigned attorney of record, hereby
 stipulate and request this court's order as follows:

- 29 1. This civil rights action alleges excessive force at Santa Rita Jail on March 17,
 30 2014.
- 31 2. Nolan Pianta is a police officer employed with the BART Police Dept. and a
 32 named defendant. Michael Stolzman is a police officer employed with the Oakland Police
 33 Dept. and a named defendant.
- 34 3. This case is scheduled for a Settlement Conference with Chief Magistrate Judge
 35 Spero on September 24, 2015.

1 4. It is requested that Nolan Pianta's attendance at the Settlement Conference be
2 excused. First, Nolan Pianta is scheduled to be on vacation and out of state on September 24,
3 2015. Secondly, Mr. Pianta is a not decision-maker for settlement purposes. An authorized
4 BART representative with the authority to settle will attend the Settlement Conference.

5 5. It is requested that Michael Stolzman's attendance at the Settlement
6 Conference be excused. Mr. Stolzman is a not decision-maker for settlement purposes. An
7 authorized City of Oakland representative with the authority to settle will attend the Settlement
8 Conference.

9 6. All counsel have agreed that the appearances of Mr. Pianta and Mr. Stolzman
10 may be excused from the Settlement Conference.

11 **IT IS SO STIPULATED**

12 DATED: July 28, 2015

SCOTT LAW FIRM

13
14 By: _____ /s/
Lizabeth de Vries, Esq.

15
16 DATED: July 28, 2015

OFFICE OF THE CITY ATTORNEY

17
18 By: _____ /s/
James Hodgkins, Esq.

19
20 DATED: July 28, 2015

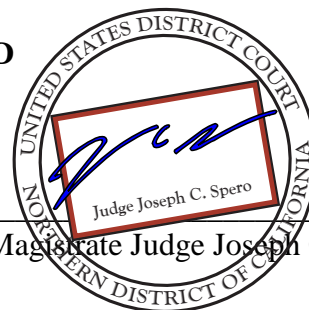
EDRINGTON, SCHIRMER & MURPHY LLP

21
22 By: _____ /s/
Owen T. Rooney

23
24 **IT IS SO ORDERED**

25 August 5
26 DATED: ~~July~~ _____, 2015

27 By _____
Chief Magistrate Judge Joseph C. Spero



1 **CERTIFICATION BY OWEN T. ROONEY PURSUANT TO LOCAL RULE NO.5-1,**
2 **SECTION (i)(3). RE E-FILING ON BEHALF OF MULTIPLE SIGNATORIES**

3 1. I am an attorney licensed to practice law in the State of California, and am an
4 attorney in the law firm of Edrington, Schirmer & Murphy, counsel for Defendants Bay Area
5 Rapid Transit District and Nolan Pianta. The statements herein are made on my personal
6 knowledge, and if called as a witness, I could and would testify thereto.

7 2. The above e-filed document contains multiple signatures. I declare that
8 concurrence has been obtained from each of the other signatories to file this jointly prepared
9 document with the Court. Pursuant to Local Rule 5-1, section (i)(3), I shall maintain records to
10 support this concurrence for subsequent production for the Court if so ordered, or for inspection
11 upon request by a party until one year after final resolution of the action (including appeal, if
12 any).

13 I declare under penalty of perjury under the laws of the United States of California that
14 the foregoing is true and correct on July 28, 2015.

15
16
17 /s/
 Owen T. Rooney