

1 The undersigned parties hereby stipulate, and request that the Court order, that the Case
2 Management Conference be continued pursuant to Civil L. R. 6-1(b) and 16-2(e).

3 **STIPULATION**

4 WHEREAS, on April 24, 2017, the Court granted the parties' order to reset the parties'
5 Case Management Conference to June 15, 2017;

6 WHEREAS, the parties have reached a settlement and have fulfilled the conditions of the
7 settlement agreement;

8 WHEREAS, the parties' counsel understand that Plaintiff Jamal Austin recently
9 attempted to file a Notice of Dismissal of his claims against all Defendants, but apparently was
10 unsuccessful;

11 WHEREAS, Plaintiff's settlement counsel are attempting to communicate with Plaintiff
12 regarding this attempt to file the Notice of Dismissal;

13 WHEREAS, in in view of the settlement, the parties have agreed, pursuant to Civil Local
14 Rule 6-2, to continue the Case Management Conference to July 20, 2017 at 10:30 a.m., or a date
15 thereafter that is conducive to the Court's calendar;

16 THEREFORE, IT IS HEREBY STIPULATED AND AGREED that, subject to Court
17 approval, the Case Management Conference currently set for June 15, 2017 shall be continued to
18 July 20, 2017, and that the deadline for the Joint Case Management Statement be continued
19 accordingly.

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1 DATED: June 8, 2017

LATHAM & WATKINS LLP

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By: /s/ Anna Berces

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Anna Berces (Bar No. 287548)

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505 Montgomery St. Suite 2000

San Francisco, CA 94111

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Telephone: (415) 391-0600

Facsimile: (415) 395-8095

anna.berces@lw.com

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Attorneys for Plaintiff Jamal Austin

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DATED: June 8, 2017

BERTRAND, FOX, ELLIOT, OSMAN & WENZEL

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9

By: /s/ Michael Wenzel

10

Michael Wenzel (Bar No. 215388)

The Waterfront Building

11

2749 Hyde Street

San Francisco, CA 94109

12

Phone: (415) 353-0999

Fax: (415) 353-0990

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mwenzel@bfesf.com

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*Attorneys for Defendants The County of Alameda,
Deputy McBride and Deputy Nagy*

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SIGNATURE ATTESTATION

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I am the ECF User whose identification and password are being used to file the foregoing

20

Joint Notice of Settlement. Pursuant to Civil Local Rule 5-1(i)(3) regarding signatures, I, Anna

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Berces, attest that concurrence in the filing of this document has been obtained.

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DATED: June 8, 2017

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/s/ Anna Berces

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Anna E. Berces

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PURSUANT TO STIPULATION, IT IS SO ORDERED.

The further CMC is set for 7/20/17 at 10:30 a.m. An updated joint CMC statement shall be filed by 7/13/17.

DATED: 6/13/17

