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5 Counsel for Plaintiff
 6 **OSMAN YOUSIF**

7
 8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA

11	OSMAN YOUSIF,)	No. 15-CV-4887-WHA
)	
12	Plaintiff,)	PLAINTIFF'S SECOND ADMINISTRATIVE
)	MOTION FOR LEAVE TO FILE AMENDED
13	v.)	COMPLAINT ON OR BEFORE FEBRUARY
)	19, 2016; DECLARATION
14	COUNTY OF SAN MATEO, SHERIFF)	
	GREG MUNKS, et al.,)	[JURY TRIAL DEMANDED]
15)	
	Defendants.)	
16)	

17 **I. MOTION**

18 TO THE HONORABLE COURT HEREIN:

19 PLAINTIFF IN THIS CASE HEREBY moves and applies to the Court for leave to file his
 20 amended complaint or before February 19, 2016. This *second* such request is based on the
 21 following:

22 On October 22 2015, Plaintiff caused this action to be filed *in proper*.

23 Three, separate motions to dismiss have been filed by different groups of defendants.

24 After being retained on February 2, 2016, counsel determined that an amended complaint was
 25

1 needed rather than opposition to one or more motions. Counsel notified the Court and
2 opposing counsel of this intent on February 2, 2016. [DN 26]

3 The continuing work and investigation, including the need to speak to a witness in the
4 State of Kansas, has been impeded by the sudden death of an unrelated client in an Oakland
5 Hills house fire the week of February 3, 2016, the need to assist several San Francisco Police
6 officers with personnel issues concerning the San Francisco District Attorney's Blue Ribbon
7 Panel, and the need to start picking a jury in a case now going out in San Joaquin County (*Helm*
8 *v. Petz*). The *Helm* jury has been empaneled, and trial started.

9
10 Given the information counsel was able to gather on the judicial holidays, February 12,
11 2016, and February 15, 2016, Osman Yousif's claims were greatly impacted.

12 The amended complaint (AC) was/is now due February 14, 2016.

13 As of this filing, because of the press of business, counsel has been unable to meet and
14 confer before the passed deadline.

15 However, on February 15, 2016, Plaintiff caused ostensible Defendant City of Daly City
16 to be dismissed. This was done as a direct result of the continuing investigation and analysis.

17 Thus, in view of the facts that evidence critical to this case has been developed, that
18 there is no prejudice to Defendants should the additional four (five)-day extension be granted,
19 and other factors discussed above, Plaintiff through the undersigned counsel respectfully
20 requests that he be granted an additional five days to file his AC.

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23 Date: February 16, 2016

Russell A. Robinson /s/
By: Russell A. Robinson
Law Office of Russell A. Robinson
Counsel for Plaintiff
OSMAN YOUSIF

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1 **II. DECLARATION**

2 I, Russell A. Robinson, hereby declare as follows:

3 1. I am an attorney licensed to practice before all courts of this State and am
4 admitted in the United States District Court for the Northern District of California. I am now
5 Plaintiff's counsel of record herein. The below true and correct facts are of my own personal
6 knowledge except facts stated as based on information and belief; as to facts so stated, I
7 believe these to be true.

8 2. Plaintiff hereby moves, through me, and applies to the Court for leave to file his
9 amended complaint or before February 14, 2016.

10 3. On October 22 2015, Plaintiff caused this action to be filed *in proper*.

11 4. My continuing work and investigation, including the need to speak to a witness in
12 the State of Kansas, has been impeded by the sudden death of an unrelated client in an
13 Oakland Hills house fire the week of February 3, 2016, the need to assist several San Francisco
14 Police officers with personnel issues concerning the San Francisco District Attorney's Blue
15 Ribbon Panel, and the need to start picking a jury in a case now going out in San Joaquin
16 County (*Helm v. Petz*). The *Helm* jury has been empaneled, and trial started.

17 5. Given the information counsel was able to gather on the judicial holidays,
18 February 12, 2016, and February 15, 2016, Osman Yousif's claims were greatly impacted.

19 6. The amended complaint (AC) was/is now due February 14, 2016.

20 7. As of this filing, because of the press of business, I have been unable to meet
21 and confer before the passed deadline.
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9 **OSMAN YOUSIF**

10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA


12 OSMAN YOUSIF,) No. 15-CV-4887-WHA
13 Plaintiff,)
14 v.) **[Proposed] ORDER GRANTING**
15 COUNTY OF SAN MATEO, SHERIFF) **PLAINTIFF'S ADMINISTRATIVE MOTION**
16 GREG MUNKS, et al.,)
17 Defendants.) Trial: [Not yet set]
18) **[Jury Trial Demanded]**

19 Good cause appearing, the application of Plaintiff in this case, before this Court is
20 hereby granted.

21 Plaintiff in this case may file is amended complaint on or before February 19, 2016.

22 **IT IS SO ORDERED.**

23 Date: February 17, 2016

24 
25 Hon. WILLIAM H. ALSUP
26 United States District Court, N. District of California