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 9 UNITED STATES DISTRICT COURT
 10 NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

11 FABIO PETROLINO; M.P., a minor,
 12 through her guardian ad litem, Ana
 Petrolino; ANDRELINA SILVA;
 13 ANGELA PETROLINO; and ALEX
 PETROLINO,
 14
 15 Plaintiffs,

16 v.

17 CITY AND COUNTY OF SAN
 FRANCISCO, a municipal corporation;
 18 EVE ZEFF, ROEL LAPITAN and
 RAPHROGER GONZAGA, Registered
 Nurses, San Francisco Department of
 19 Public Health; MICHAEL MOHN and
 RUDY ZAMORA, Sheriff’s Deputies, San
 20 Francisco Sheriff’s Department;
 HEALTHRIGHT360, a California not-for-
 21 profit corporation; LAUREN ERICKSON,
 Mental Health Provider, HealthRight360;
 22 MARY LEFEVRE, Marriage and Family
 Therapist, HealthRight360; NICK
 23 CRISPINO, Associate Social Worker,
 HealthRight360; DANIEL MITCHELL,
 24 Officer, California Highway Patrol; and
 DOES 1 through 50, inclusive,
 25
 26 Defendants.

Case No. 16-cv-2946-RS

**JOINT STIPULATION TO EXTEND
 TIME TO FILE RESPONSE AND
 REPLY BRIEFS AND TO CONTINUE
 HEARING ON DEFENDANT DANIEL
 MITCHELL’S MOTION TO DISMISS;
 AND ~~[PROPOSED]~~ ORDER**

Judge: Hon. Richard Seeborg

1 Pursuant to Civil Local Rules 6-1(b), 6-2 and 7-12, Plaintiffs FABIO PETROLINO;
2 M.P., a minor, through her guardian ad litem, Ana Petrolino; ANDRELINA SILVA;
3 ANGELA PETROLINO; and ALEX PETROLINO (collectively, “Plaintiffs”) and
4 Defendant DANIEL MITCHELL (“Defendant Mitchell”) hereby jointly stipulate and
5 agree to extend the time to file a response to Defendant Mitchell’s Motion to Dismiss (Dkt.
6 30) from September 7, 2016 to September 22, 2016; to extend the time to file a reply in
7 support of the Motion to Dismiss from September 14, 2016 to October 6, 2016; and to
8 continue the hearing on the Motion to Dismiss from September 29, 2016 to October 27,
9 2016 at 1:30 pm in Courtroom 3, 17th Floor, San Francisco Courthouse.

10 Plaintiffs and Defendant Mitchell also jointly stipulate and agree that Plaintiffs will
11 not seek any discovery from Defendant Mitchell until after the Court enters an Order
12 resolving Defendant Mitchell’s Motion to Dismiss, except that Defendant Mitchell shall
13 serve initial disclosures pursuant to Fed. R. Civ. Proc. 26(a)(1) and produce disclosable
14 documents already collected by Defendant Mitchell’s counsel on September 9, 2016, as
15 previously agreed by the parties at the Fed. R. Civ. Proc. 26(f) conference.

16 The parties stipulate to and jointly request this extension to allow for sufficient time
17 for Plaintiffs to adequately brief their response to the Motion to Dismiss, and to provide
18 Defendant Mitchell additional time to prepare a reply to Plaintiffs’ response. This is the
19 first request for an extension of time related to this motion, and Plaintiffs’ and Defendant
20 Mitchell’s first request for an extension in the matter as a whole.

21 The proposed time modification would impact the case deadlines as follows:

Deadline	Current Date	Requested Date
Response to Motion to Dismiss	September 7, 2016	September 22, 2016
Reply in Support of Motion to Dismiss	September 14, 2016	October 6, 2016
Hearing on Motion to Dismiss	September 29, 2016	October 27, 2016

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The extension of time will not affect any other deadlines set by the Court.

DATED: September 1, 2016

Respectfully submitted,

ROSEN BIEN GALVAN & GRUNFELD LLP

By: /s/ Benjamin Bien-Kahn
Benjamin Bien-Kahn

Attorneys for Plaintiffs

DATED: September 1, 2016

Respectfully submitted,

KAMALA D. HARRIS
Attorney General of California
JOHN P. DEVINE
Supervising Deputy Attorney General

By: /s/ Micah C.E. Osgood
Micah C. E. Osgood
Deputy Attorney General

Attorneys for Defendant Officer D. Mitchell

ECF Attestation

I, Benjamin Bien-Kahn, attest that concurrence in the e-filing of this document has been received on behalf of the above signatories, in compliance with Civil L.R. 5-1(i)(3).

DATED: September 1, 2016

By: /s/ Benjamin Bien-Kahn
Benjamin Bien-Kahn

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~~PROPOSED~~ ORDER

PURSUANT TO THE FOREGOING STIPULATION OF THE PARTIES, IT IS SO ORDERED THAT:

- 1. The deadline to file a response to Defendant Mitchell’s Motion to Dismiss is extended from September 7, 2016 to **September 22, 2016**;
- 2. The deadline to file a reply in support of Defendant Mitchell’s Motion to Dismiss is extended from September 14, 2016, to **October 6, 2016**;
- 3. The hearing on Defendant Mitchell’s Motion to Dismiss is continued from September 29, 2016 to **October 27, 2016**, at 1:30 pm in Courtroom 3, 17th Floor, San Francisco Courthouse;
- 4. Plaintiffs will not seek any discovery from Defendant Mitchell until after the Court enters an Order resolving Defendant Mitchell’s Motion to Dismiss; and
- 5. Defendant Mitchell will serve initial disclosures pursuant to Fed. R. Civ. Proc. 26(a)(1) and produce disclosable documents already collected by Defendant Mitchell’s counsel on September 9, 2016, as previously agreed by the parties at the Fed. R. Civ. Proc. 26(f) conference.

DATED: 9/1, 2016



The Honorable Richard Seeborg
United States District Court Judge