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12 UNITED STATES DISTRICT COURT
 13 FOR THE NORTHERN DISTRICT OF CALIFORNIA

15 DESHON HUDSON,
 16 Plaintiff,
 17 v.
 18 CITY OF BERKELEY,
 19 Defendant.

No.: 17-cv-01016 EMC

**STIPULATION AND [PROPOSED]
 ORDER TO CONTINUE CASE
 MANAGEMENT CONFERENCE;
 DEFENDANT'S REQUEST TO
 WITHDRAW PENDING MOTION TO
 DISMISS**

22 Plaintiff Deshon Hudson and Defendant City of Berkeley, by and through their
 23 respective counsel of record, mutually agree and request that the Court continue the Case
 24 Management Conference currently scheduled for February 8, 2018 at 1:30 p.m., to March 1,
 25 2018 at 10:30 a.m., in order to facilitate settlement of this matter.

26 Additionally, Defendant City of Berkeley hereby withdraws its pending Motion to
 27 Dismiss First, Third, and Fourth Causes of Action in Plaintiff's Second Amended Complaint

1 Pursuant to FRCP 12(b)(6) (ECF # 40), currently set for hearing on February 8, 2018 at 1:30
2 p.m.

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4 Dated: February 2, 2018

Respectfully submitted,
LAW OFFICES OF JOHN L. BURRIS

6 By: /s/ Adante Pointer
7 ADANTE D. POINTER
8 Attorneys for Plaintiff Deshon Hudson

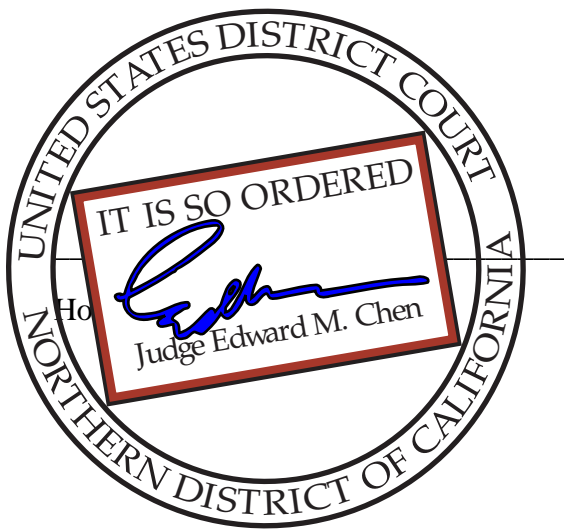
9 Dated: February 2, 2018

Respectfully submitted:
BERKELEY CITY ATTORNEY'S OFFICE

11 By: /s/ Lynne S. Bourgault
12 LYNNE S. BOURGAULT
13 Attorneys for Defendant City of Berkeley

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16 **IT IS SO ORDERED**

17 Dated: 2/2/18



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