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12 Attorneys for Defendants
HOUSING AUTHORITY OF THE CITY OF ALAMEDA,
13 VANESSA COOPER, JANET BASTA, KARA KORBEL and
LYNETTE JORDAN

14
15 UNITED STATES DISTRICT COURT

16 NORTHERN DISTRICT OF CALIFORNIA - SAN FRANCISCO

17 Islah Ali,

18 Plaintiff,

19 v.

20 Housing Authority of the City of
Alameda, Vanessa Cooper, Janet Basta,
Kara Korbel and Lynette Jordan,

21 Defendant.

Case No.: 3:17-cv-03658-EMC

Complaint Filed: June 26, 2017

FAC Filed: March 2, 2018

22 **STIPULATION TO CONTINUE CASE**
MANAGEMENT CONFERENCE AND FOR
PLAINTIFF TO FILE SECOND AMENDED
COMPLAINT

23 Date: March 15, 2018

Time: 10:30 AM

Courtroom: Courtroom 5, 17th Floor

24 Plaintiff ISLAH ALI (“Plaintiff”) and Defendants HOUSING AUTHORITY OF THE
25 CITY OF ALAMEDA (“AHA”), VANESSA COOPER, JANET BASTA, KARA KORBEL and
26 LYNETTE JORDAN (collectively “Defendants”), by and through their counsel of record, hereby
27 stipulate and move for a continuance of the Further Case Management Conference, and

1 corresponding filing deadlines, given Plaintiff's plan to file a Second Amended Complaint in this
2 matter, as follows:

3 1. WHEREAS, Defendants' Motion to Dismiss Plaintiff's Complaint came on for
4 hearing on January 19, 2018, and on January 30, 2018, the Court issued an Order granting
5 Defendants' Motion to Dismiss, with leave to amend, and allowed Plaintiff to file a First
6 Amended Complaint within 30 days (by March 1, 2018).

7 2. WHEREAS, on March 2, 2018, Plaintiff filed a First Amended Complaint.

8 3. WHEREAS, on March 5, 2018, Plaintiff's counsel (Jacqueline Coulter-Peebles)
9 informed Defense counsel (Suzanne Solomon of Liebert Cassidy Whitmore) that new counsel
10 will substitute into the matter to represent Plaintiff and that Plaintiff's new counsel would like to
11 file a Second Amended Complaint.

12 4. WHEREAS, on March 5, 2018, during the telephonic meet and confer, Defense
13 counsel stated that Defendants have no objection to Plaintiff's new counsel filing a Second
14 Amended Complaint, because Defendants had been planning to file a Motion to Dismiss portions
15 of Plaintiff's First Amended Complaint.

16 5. WHEREAS, the parties agree that Plaintiff's filing of a Second Amended
17 Complaint would be in the interests of judicial economy, and that the Second Amended
18 Complaint should be filed on or before April 6, 2018.

19 6. WHEREAS, the parties believe that conducting the Initial Case Management
20 Conference, which is currently scheduled for March 15, 2018, and exchanging initial disclosures
21 by the current deadline of March 8, 2018, would not be in the interests of judicial economy
22 because the pleadings are not settled and the Second Amended Complaint is likely to vary
23 significantly from the First Amended Complaint. The parties wish to minimize the unnecessary
24 expenditure of time and resources and agree that it would be premature to develop a cogent
25 litigation plan given the issues associated with representation of the Plaintiff and the unsettled
26 pleadings in this case.

27 7. Prior to Defendants' being served, the Court rescheduled the Initial Case
28

1 Management Conference from September 27, 2017 to October 31, 2017 (Docket 11), then
2 rescheduled it to November 14, 2017 (Docket 13), presumably because Plaintiff had not served
3 the Complaint on Defendants. Upon Defendants' declination to proceed before a Magistrate
4 Judge, this case was reassigned to Hon. Edward M. Chen, who issued the December 12, 2017,
5 Case Management Conference Order, setting the Initial Case Management Conference for
6 January 18, 2018. (Docket 23.) The Court thereafter granted the parties' Stipulation to Continue
7 the Case Management Conference and reset the conference to March 1, 2018 in light of
8 Defendants' pending Motion to Dismiss portions of Plaintiff's Complaint that would potentially
9 dispose of many issues in the case. (Docket 25.) Upon hearing, the Court granted Defendant's
10 Motion to Dismiss Plaintiff's Complaint, with leave to amend, and reset the Case Management
11 Conference to March 15, 2018. (Docket 28.)

12 8. WHEREAS, the parties know of no prejudice that will result as a result of the
13 jointly requested continuance, as granting additional time will not have any impact on the case
14 schedule since the pleadings are not yet settled and not trial date has been set.

15 IT IS HEREBY STIPULATED, pursuant to Local Rule 6-2 and the accompanying
16 Declaration of Suzanne Solomon, between Plaintiff ISLAH ALI and Defendants HOUSING
17 AUTHORITY OF THE CITY OF ALAMEDA, VANESSA COOPER, JANET BASTA, KARA
18 KORBEL and LYNETTE JORDAN, as follows:

19 1. That Plaintiff is to file and serve a Second Amended Complaint by April 6, 2018.
20 2. That the Initial Case Management Conference be continued to June 28, 2018, or
21 the next available date thereafter, and that the dates flowing from that conference be continued as
22 follows:

- | | | |
|----|---------------|---|
| 23 | June 14, 2018 | Deadline to meet and confer re: Initial Disclosures, ADR, and |
| 24 | | Discovery Plan. |
| 25 | June 21, 2018 | Deadline to file Rule 26(f) Report, complete Initial Disclosures, and |
| 26 | | file Case Management Conference Statement. |

27 IT IS SO STIPULATED.

1 Dated: March 6, 2018

JACQUELINE COULTER-PEEBLES

2
3 By: /s/ Jacqueline Coulter-Peebles
4 Jacqueline Coulter-Peebles
5 Attorney for Plaintiff ISLAH ALI

6 Dated: March 6, 2018

LIEBERT CASSIDY WHITMORE

7 By: /s/ Suzanne Solomon
8 Suzanne Solomon
9 Attorneys for Defendants HOUSING
10 AUTHORITY OF THE CITY OF
11 ALAMEDA, VANESSA COOPER, JANET
12 BASTA, KARA KORBEL and LYNETTE
13 JORDAN

14 **[~~PRO~~POSED] ORDER**

15 **PURSUANT TO STIPULATION, IT IS SO ORDERED, THAT:**

- 16 1. Plaintiff is to file and serve a Second Amended Complaint (“SAC”) by April 6,
17 2018;
- 18 2. The Further Case Management Conference is continued to June 28, 2018, at 10:30
19 a.m., before the Hon. Edward M. Chen, in Courtroom 5, 17th Floor;
- 20 3. The Parties must meet and confer re: Initial Disclosures, ADR, and Discovery Plan
21 by June 14, 2018; and
- 22 4. The Parties must file a Rule 26(f) Report, complete Initial Disclosures and file
23 Case Management Conference Statements on or before June 21, 2018.

24 Dated: March 7, 2018

25 HONORABLE EDWARD M. CHEN

