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7 Attorneys for Defendants
 8 CITY AND COUNTY OF SAN FRANCISCO, SAN FRANCISCO PUBLIC UTILITIES
 COMMISSION, SAN FRANCISCO MUNICIPAL TRANSPORTATION AGENCY, SAN
 9 FRANCISCO DEPARTMENT OF PUBLIC WORKS, LONDON BREED, MOHAMMED NURU

10
 11 UNITED STATES DISTRICT COURT
 12 NORTHERN DISTRICT OF CALIFORNIA

13 SYNERGY PROJECT MANAGEMENT,
 INC.,

14 Plaintiff,

15 vs.

16 CITY AND COUNTY OF SAN
 17 FRANCISCO, SAN FRANCISCO PUBLIC
 UTILITIES COMMISSION, SAN
 18 FRANCISCO MUNICIPAL
 TRANSPORTATION AGENCY, SAN
 19 FRANCISCO DEPARTMENT OF PUBLIC
 WORKS, LONDON BREED, MOHAMMED
 20 NURU, and DOES 1-100,

21 Defendants.

Case No. 3:17-cv-06763-JST

**STIPULATION AND ~~PROPOSED~~ ORDER
 ENLARGING TIME FOR OPPOSITION AND
 REPLY ON DEFENDANTS' MOTION TO
 DISMISS, OR IN THE ALTERNATIVE
 STRIKE, PORTIONS OF PLAINTIFF'S FIRST
 AMENDED COMPLAINT**

New Hearing Date: February 8, 2018
 Time: 2:00 p.m.
 Place: Courtroom 9, 19th Floor

Trial Date: None Set

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 24 WHEREAS, On November 24, 2017, Defendants removed to this Court Plaintiff's action
 25 which was originally filed in San Francisco Superior Court. ECF 1;

26 WHEREAS, On December 1, 2017, counsel for Defendants, Ronald P. Flynn, filed a Motion to
 27 Dismiss, or in the Alternative Strike, Portions of Plaintiff's First Amended Complaint ("Motion to
 28 Dismiss"). ECF 8. The hearing was set for January 8, 2018;

1 WHEREAS, On December 8, 2017, Johnny D. Knadler contacted Mr. Flynn and indicated that
2 he was being engaged as Plaintiff's counsel on the matter and would seek a continuance of the hearing
3 and briefing schedule on the Motion to Dismiss. Defendants agreed that once Mr. Knadler appeared in
4 the case as counsel for Plaintiffs, we could come to an agreement on schedule;

5 WHEREAS, On December 11, 2017, Mr. Knadler filed a Notice of Appearance. ECF 13;

6 WHEREAS, On December 12, 2017, the Court issued an order vacating the hearing date
7 pending reassignment. ECF 15;

8 WHEREAS, on December 14, 2017, at the parties request, the Court set the new hearing for
9 February 8, 2018, and issued a Clerk's Notice for the parties to submit a stipulation and order to
10 enlarge the briefing schedule should they wish to do so. ECF 18;

11 WHEREAS, having just been retained for the matter, and given his current schedule, counsel
12 for Plaintiff needs additional time to respond to the Motion to Dismiss until January 12, 2018;

13 WHEREAS, counsel for Defendants has obligations the week of January 15, 2018 and therefore
14 requested, and was granted by counsel Plaintiff, additional time until January 24, 2018 to file the reply
15 brief;

16 WHEREAS, no previous time modifications have been requested or granted in the case, and
17 given that the Initial Case Management Conference is set for March 28, 2018, and that the hearing on
18 this motion is set for February 8, 2018, this request for time modification will not impact the schedule
19 for the case;

20 NOW THEREFORE, the parties hereby stipulate that they will adhere to the following
21 schedule for the opposition and reply briefing of Defendants' Motion to Dismiss, and respectfully
22 request that the Court so order:

- 23 • January 12, 2018: Deadline for Plaintiff to file opposition to Motion to Dismiss
- 24 • January 24, 2018: Deadline for Defendants' to file a reply in support of Motion to
25 Dismiss

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1 DATED: December 15, 2017

Respectfully submitted,

2 DENNIS J. HERRERA
City Attorney

3 By: /s/ RONALD P. FLYNN
4 RONALD P. FLYNN

5 Attorneys for Defendants
6 CITY AND COUNTY OF SAN FRANCISCO, ET AL

7 DATED: December 15, 2017

8 JOHNNY D. KNADLER
Law Office of Johnny D. Knadler

9 By: /s/ JOHNNY D. KNADLER
10 JOHNNY D. KNADLER
Senior Trial Counsel

11 Attorneys for Plaintiff
12 SYNERGY PROJECT MANAGEMENT, INC.

1 **ATTESTATION OF SIGNATURES**

2 I, RONALD P. FLYNN, hereby attest, pursuant to Local Civil Rule 5-1(i)(3) of the Northern
3 District of California, that concurrence in the filing of this document has been obtained from each
4 signatory hereto.

5 /s/ RONALD P. FLYNN
6 RONALD P. FLYNN

7 Attorneys for Defendants
8 CITY AND COUNTY OF SAN FRANCISCO, ET AL
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1 **ORDER**

2 Based on the written stipulation of the parties and good cause appearing therefore, I find that
3 Plaintiff's deadline to file an opposition to Defendants Motion to Dismiss shall be extended until
4 January 12, 2018. Defendants' deadline to file a reply in support of Defendants Motion to Dismiss
5 shall be extended January 24, 2018.

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7 **IT IS SO ORDERED.**

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9 DATED: December 15, 2017

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11 HONORABLE JON S. TIGAR
12 United States District Judge
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