

1 DENNIS J. HERRERA, State Bar #139669  
 City Attorney  
 2 JOANNE HOEPER, State Bar #114961  
 Chief Trial Deputy  
 3 ROBERT A. BONTA, State Bar #202668  
 Deputy City Attorney  
 4 Fox Plaza  
 1390 Market Street, Sixth Floor  
 5 San Francisco, California 94102-5408  
 Telephone: (415) 554-4268  
 6 Facsimile: (415) 554-3837  
 E-Mail: Robert.bonta@sfgov.org  
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8 Attorneys for Defendants  
 SAN FRANCISCO SHERIFF'S DEPUTIES MADDEN,  
 9 CASTRO, MILLER, FIELDS AND SERGEANT FREEMAN

10  
 11 UNITED STATES DISTRICT COURT  
 12 NORTHERN DISTRICT OF CALIFORNIA

13 DARREN BROWNE, A.K.A. AARON  
 BROWNE,  
 14  
 Plaintiff,  
 15  
 vs.  
 16  
 CITY AND COUNTY OF SAN  
 17 FRANCISCO, SHERIFF'S DEPT., ET  
 AL,  
 18  
 Defendants.  
 19

Case No. 03-CV-00047 PJH

**STIPULATION AND [PROPOSED]  
 ORDER AMENDING SUMMARY  
 JUDGMENT BRIEFING SCHEDULE  
 AND HEARING DATE**

20  
 21 GOOD CAUSE APPEARING, the parties stipulate, through their attorneys of record, to the  
 22 entry of an order as follows:

23 On March 20, 2008 the Court ordered defendants to file their motion for summary judgment  
 24 on December 3, 2008, plaintiff to file his opposition on December 17, 2008, defendants to file their  
 25 reply on December 24, 2008, and the summary judgment hearing to be held on January 14, 2009 at  
 26 9:00 a.m.

27 Counsel for the parties agree and stipulate that defendants can file their motion for summary  
 28 judgment on January 28, 2009, plaintiff can file his opposition on February 11, 2009, defendants can

1 file their reply brief on February 18, 2009, and the summary judgment hearing will be held on March  
2 4, 2009 at 9:00 a.m.

3 This request is made because, despite extensive efforts, defendants have not yet been able to  
4 complete the deposition of plaintiff Darren Browne and because defense counsel Rob Bonta will be  
5 on parental leave from December 18, 2008 to January 20, 2009. Plaintiff was deposed for a full day,  
6 but the deposition was not completed and, to date, efforts to schedule a follow-up deposition session  
7 have proven unsuccessful.

8 There have been no other time modifications to the summary judgment briefing schedule or to  
9 the Court's March 20, 2008 Case Management Order.

10 This request will have no impact on any other portion of the schedule of the case. This  
11 modest continuance will not impact any future dates as no other dates after the summary judgment  
12 hearing have been set, including any expert discovery cutoff dates or a trial date.

13 The parties therefore jointly stipulate and request that the Court adopt the amended summary  
14 judgment briefing schedule and hearing date, as set forth above.

15 December 3, 2008

/s/

**Robert A. Bonta**

17 Attorneys for Defendants  
18 SAN FRANCISCO SHERIFF'S DEPUTIES  
19 MADDEN, CASTRO, MILLER, FIELDS  
AND SERGEANT FREEMAN

20 December 3, 2008

/s/

**Harriet Pauline Ross, Esq.**

21 Attorney for Plaintiff  
22 DARREN BROWNE

23  
24 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

25  
26 Dated: December 4, 2008

27  
28 Honorable Phyllis J. Hamilton  
United States District Court  
Northern District of California

