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Attorneys for Plaintiff, Cruz Hernandez, A Minor

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

CRUZ HERNANDEZ, a minor, by and through)
his Guardian Ad Litem, Alicia Telles-Hernandez,)
Plaintiff,)
v.)
UNITED STATES OF AMERICA,)
Defendants.)

No. C 06-3350 SBA

**STIPULATION AND ORDER FURTHER
STAY OF PROCEEDINGS**

Trial Date: May 21, 2009

SUBJECT TO THE APPROVAL AND ORDER OF THE COURT, THE PARTIES, BY
AND THROUGH THEIR COUNSEL OF RECORD, STIPULATE AND REQUEST AS
FOLLOWS:

1. On January 22, 2010, the parties submitted a stipulation and proposed order [Docket #280], requesting: (1) that Magistrate Judge Elizabeth D. Laporte be allowed to preside over the Minor’s Compromise Hearing on the above entitled matter and (2) that the hearing on the Motion For New Trial or in the Alternative, to Alter or Amend Findings and Conclusions by United States of America [Docket #264] set for February 23, 2010, [Docket #269], as well as court ordered briefing dates, be stayed for 60 days.

- 1 2. The Court granted the stipulation and proposed order.
- 2 3. As noted in the previous stipulation, the parties attended settlement
- 3 conferences with Magistrate Laporte on November 13, 2009 and December 18,
- 4 2009. On December 18, 2009, plaintiff and her counsel signed a settlement
- 5 agreement. The signed settlement agreement requires the review and approval
- 6 of the Attorney General's designees which is ongoing at this time. Trial counsel
- 7 for the parties are working diligently on completing the steps necessary before
- 8 the agreement is reviewed and a decision made by the Attorney General's
- 9 designees.
- 10 4. The parties note that the 60 day stay will expire on April 24, 2010. The parties
- 11 hereby request that the stay be extended to June 29, 2010.

12 **SO STIPULATED.**

13

14 DATED: March 31, 2010

MATHEWS FUNK & ASSOCIATES,
A Law Corp.

16

17 By: _____ /s/

18 STANTON T. MATHEWS
Attorneys for Plaintiff,
CRUZ HERNANDEZ, A Minor

19

20 DATED: March 31, 2010

JOSEPH P. RUSSONIELLO
United States Attorney

22

23 By: _____ /s/

24 JONATHAN U. LEE
Attorneys for Defendant,
UNITED STATES OF AMERICA

1 Pursuant to General Order 45(X), I attest that I have obtained Stanton T. Mathews'
2 concurrence in the filing of this document.
3

4 DATED: March 31, 2010

JOSEPH P. RUSSONIELLO
United States Attorney

6 By: _____ /s/
7 JONATHAN U. LEE
8 Attorneys for Defendant,
9 UNITED STATES OF AMERICA

10 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

11 DATED: 4/1/10

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13 SAUNDRA B. ARMSTRONG
14 UNITED STATES DISTRICT JUDGE
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