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10 Attorneys for Defendants CITY OF FREMONT  
 FREMONT POLICE CHIEF CRAIG STECKLER, and  
 11 OFFICERS TIMOTHY BALDOCCHI,  
 And MATTHEW SNELSON  
 12

13 UNITED STATES DISTRICT COURT

14 NORTHERN DISTRICT OF CALIFORNIA

15 JOSE HIGAREDA GOMEZ,

16 Plaintiff,

17 vs.

18 CITY OF FREMONT, CRAIG STECKLER,  
 Individually and In His Capacity As the Fremont  
 19 Police Chief; Officer TIMOTHY BALDOCCHI,  
 Individually and In His Capacity As A Fremont  
 20 Police Officer; and Officer MATTHEW  
 SNELSON, Individually and In His Capacity As  
 21 A Fremont Police Officer; DOES 1THROUGH  
 20, INCLUSIVE,

22 Defendants.  
 23

Case No.: C07-00005 LB JCS

AS MODIFIED  
**STIPULATION AND [PROPOSED] ORDER  
 TO RESET SETTLEMENT CONFERENCE  
 DATE**

24 IT IS HEREBY STIPULATED by the parties hereto, through their respective undersigned  
 25 attorneys of record, that the Settlement Conference presently scheduled on January 5, 2011 before  
 26 Magistrate Judge Joseph C. Spero shall be reset. The reasons are as follows: Counsel for Defendants  
 27 CITY OF FREMONT, FREMONT POLICE CHIEF CRAIG STECKLER and OFFICERS  
 28 TIMOTHY BALDOCCHI And MATTHEW SNELSON has been ordered to start on Monday

1 January 3, 2011 a two week jury trial in Alameda County Superior Court before the Hon. Judge  
2 Hunter in Department 520 [*Allstate v. City of Fremont, Consolidated Case No.: FG07359350*].  
3 Counsel for plaintiff and defendants are available on January 14, 2011, in either the morning or  
4 afternoon. This is the fifth scheduled settlement conference before the Court and the first before this  
5 judge. The parties believe the matter may settle given the recent exchange of offers and the Court's  
6 recent guidance on discovery issues. Therefore approximately 2 hours of court time should be  
7 sufficient for the parties to determine with the Court's assistance if settlement is feasible.

8 Therefore good cause exists for the Court to grant this Stipulation and reset the presently  
9 scheduled settlement conference date to January 14, 2011 with settlement conference statements to be  
10 lodged one week in advance.

11  
12 Ddated: December 20, 2010

BERTRAND, FOX & ELLIOT

13  
14 By: \_\_\_\_\_ /s/  
15 Gregory M. Fox  
16 Attorney for Defendants  
17 CITY OF FREMONT, FREMONT POLICE  
18 CHIEF CRAIG STECKLER, and  
19 OFFICERS TIMOTHY BALDOCCHI, and  
20 MATTHEW SNELSON

21  
22 Dated: December 20, 2010

LATHAM & WATKINS LLP

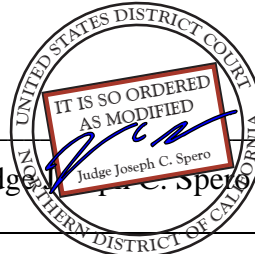
23  
24 By: \_\_\_\_\_ /s/  
25 Danielle A. Lackey  
26 Attorney for Plaintiff  
27 JOSE HIGAREDA GOMEZ

28  
**ORDER**

Good cause appearing, ~~THE STIPULATION IS SO ORDERED.~~  
The settlement conference is rescheduled for January 27, 2011 at 9:30 AM. Settlement Conference  
Statements shall be due by January 13, 2011.

Dated: 12/21, 2010

Magistrate Judge \_\_\_\_\_



ATTORNEY ATTESTATION

I hereby attest that I have on file all holograph signatures for any signatures indicated by a conformed signature (“/s/”) within this E-filed document.

Dated: December 20, 2010

\_\_\_\_\_  
/s/  
Gregory M. Fox

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