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 8 Attorneys for Defendants  
 CITY & COUNTY OF SAN FRANCISCO and  
 9 DIANNE KENNY

10  
 11 UNITED STATES DISTRICT COURT  
 12 NORTHERN DISTRICT OF CALIFORNIA

13 MARIA LEE KINSTLEY and KENNETH  
 14 R. KINSTLEY,

Case No. C 07-02323 SBA

15 Plaintiffs,

**STIPULATION AND ORDER TO CONTINUE  
 NON-EXPERT DISCOVERY CUTOFF AND  
 EXPERT DESIGNATION AND EXPERT  
 DISCOVERY CUTOFF DEADLINES**

16 vs.

17 CITY & COUNTY OF SAN FRANCISCO,  
 CITY OF PLEASANT HILL and DIANNE  
 18 KENNY,

Trial Date: September 14, 2009

19 Defendants.

20  
 21 The undersigned parties, through counsel and plaintiff in pro per, respectively, STIPULATE  
 22 and AGREE and jointly request modification of the Court's July 11, 2008 Order for Pretrial  
 23 Preparation as follows:

- 24 Non-Expert Discovery Cutoff: Tuesday, March 3, 2009 (From February 6, 2009)
- 25 Parties' Designation of Experts: Monday, May 4, 2009 (From March 20, 2009)
- 26 Rebuttal Expert Disclosures: Tuesday, May 26, 2009 (from April 10, 2009)

1 Expert Discovery Cutoff: Tuesday, June 9, 2009 (from May 22, 2009)

2 All other dates, including the trial date, will remain the same.

3 The parties make this request based on the following circumstances:

4 Defendants had trouble taking the depositions of plaintiffs and needed the Court's assistance to  
5 do so. Based on the depositions of the plaintiffs, which were completed very near to the original fact  
6 discovery cutoff date of February 6, 2009, additional discovery was necessary. Plaintiff Mrs. Kinstley  
7 agreed to appear for independent medical examinations on February 25 and March 3.

8 Because of the delay in the aforementioned fact discovery, additional time is needed to  
9 designate experts and complete expert discovery.

10 The parties request continuations of the specified pretrial deadlines as set forth above.

11 There have been no other modifications to the Court's Order for Pretrial Preparation. No other  
12 dates, besides the aforementioned, will be affected by the requested changes.

1 **SIGNATURE PAGE TO STIPULATION AND [PROPOSED] ORDER TO CONTINUE NON-**  
2 **EXPERT DISCOVERY CUTOFF AND EXPERT DESIGNATION AND EXPERT**  
3 **DISCOVERY CUTOFF DEADLINES**

4  
5  
6 Dated: March 10, 2009

DENNIS J. HERRERA  
City Attorney  
JOANNE HOEPER  
Chief Trial Deputy  
ROBERT BONTA  
Deputy City Attorneys

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10 *-/s/ Robert Bonta-*

11 By: \_\_\_\_\_  
12 ROBERT BONTA

13 Attorneys for Defendants  
14 CITY AND COUNTY OF SAN FRANCISCO and  
DIANNE KENNY

15  
16 Dated: March 9, 2009

17 *-/s/ Maria Lee Kinstley*

18 By: \_\_\_\_\_  
19 MARIA LEE KINSTLEY

20 Pro Per Plaintiff  
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2 **ORDER**

3 Pursuant to stipulation, and for good cause appearing, IT IS ORDERED that the pre-trial  
4 deadlines be continued as follows:

5 Non-Expert Discovery Cutoff: Tuesday, March 3, 2009

6 Parties' Designation of Experts: Monday, May 4, 2009

7 Rebuttal Expert Disclosures: Tuesday, May 26, 2009

8 Expert Discovery Cutoff: Tuesday, June 9, 2009

9 All other dates, including the trial date, will remain the same.

10 DATED: 3/16/09

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13 \_\_\_\_\_  
14 Hon. Sandra B. Armstrong  
15 U.S. District Judge  
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1 **PROOF OF SERVICE**

2 I, FOLASHADE ADESANWO, declare as follows:

3 I am a citizen of the United States, over the age of eighteen years and not a party to the above-  
4 entitled action. I am employed at the City Attorney's Office of San Francisco, Fox Plaza Building,  
1390 Market Street, Fifth Floor, San Francisco, CA 94102.

5 On March 13, 2009 I served the following document(s):

6 **STIPULATION AND [PROPOSED] ORDER TO CONTINUE NON-EXPERT DISCOVERY  
7 CUTOFF AND EXPERT DESIGNATION AND EXPERT DISCOVERY CUTOFF  
8 DEADLINES**

8 on the following persons at the locations specified:

9 **Maria Lee Kinstley**  
10 **P.O. Box 126**  
**Walnut Creek, CA 94597**

11 **Phone: (925) 695-5534 or**  
12 **(925) 285-8194**  
13 **Fax: (925) 943-1994**  
**Email: kmkinstley@hotmail.com**  
**PRO SE \*Served via US MAIL**

14 in the manner indicated below:

15  **BY UNITED STATES MAIL:** Following ordinary business practices, I sealed true and correct copies of  
16 the above documents in addressed envelope(s) and placed them at my workplace for collection and mailing with  
17 the United States Postal Service. I am readily familiar with the practices of the San Francisco City Attorney's  
Office for collecting and processing mail. In the ordinary course of business, the sealed envelope(s) that I placed  
for collection would be deposited, postage prepaid, with the United States Postal Service that same day.

18 I declare under penalty of perjury pursuant to the laws of the State of California that the  
19 foregoing is true and correct.

20 Executed March 13, 2009, at San Francisco, California.

21 /s/  
22 FOLASHADE ADESANWO