

1 THE BRANDI LAW FIRM
 2 THOMAS J. BRANDI #53208
 3 BRIAN J. MALLOY #232257
 354 Pine Street, Third Floor
 San Francisco, CA 94104
 Telephone: (415) 989-1800
 Facsimile: (415) 989-1801
bjm@brandilaw.com

Attorneys for Plaintiff

7 JOSEPH P. RUSSONIELLO (CSBN 44332)
 United States Attorney
 8 JOANN M. SWANSON (CSBN 88143)
 Chief, Civil Division
 9 NEILL T. TSENG (CSBN 220348)
 Assistant United States Attorney

10 450 Golden Gate Avenue, Box 36055
 11 San Francisco, California 94102-3495
 Telephone: (415) 436-7155
 12 Facsimile: (415) 436-6927
 Email: neill.tseng@usdoj.gov

Attorneys for Defendant

15 UNITED STATES DISTRICT COURT
 16 NORTHERN DISTRICT OF CALIFORNIA
 17 OAKLAND DIVISION

18	STEPHEN E. ARMSTRONG,)	No. C 07-3793 SBA
)	
19	Plaintiff,)	
)	
20	v.)	STIPULATION TO ENLARGE
)	DISPOSITIVE MOTION CUT-OFF
21	UNITED STATES OF AMERICA,)	HEARING DATE; ORDER
)	
22	Defendant.)	
)	
23	_____)	

24 Subject to the approval of the Court, the parties hereby stipulate that the dispositive
 25 motion cut-off hearing date, currently set for October 21, 2008, be enlarged to November 11,
 26 2008, or the first hearing date thereafter, given that November 11 is a federal holiday (Veterans
 27 Day).

1 This enlargement is necessary for the parties to have sufficient time to obtain and use the
2 deposition transcript of Plaintiff's expert witness, Mr. Jerry Wachtel, in a dispositive motion or
3 opposition thereto. Mr. Wachtel is scheduled to be deposed on September 11, 2008.

4 This is the first request to enlarge deadlines in this case. The trial date remains set for
5 December 8, 2008.

6 Respectfully submitted,

7 /s/

8 Dated: 8/8/08

9

BRIAN J. MALLOY
Attorney for Plaintiff

10 JOSEPH P. RUSSONIELLO
11 United States Attorney

12 /s/

13 Dated: 8/8/08

14

NEILL T. TSENG
Assistant United States Attorney
Attorneys for Defendant

15
16 **PURSUANT TO STIPULATION, IT IS SO ORDERED:**

17
18 DATED:9/2/08

19 *Saundra B. Armstrong*

HONORABLE SAUNDRA B. ARMSTRONG
UNITED STATES DISTRICT JUDGE