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8 Attorneys for Plaintiff **Ernest C. Wheeler**

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17 Attorneys for Defendant

18 UNITED STATES DISTRICT COURT

19 NORTHERN DISTRICT OF CALIFORNIA, OAKLAND DIVISION

20			
21	ERNEST C. WHEELER,	)	No. C 08-01738 SBA
		)	
22	Plaintiff,	)	
		)	STIPULATION TO CONTINUE
23	v.	)	HEARING DATE; ORDER
		)	
24	MICHAEL CHERTOFF, Secretary,	)	
25	Department of Homeland Security, Federal	)	
26	Emergency Management Agency	)	
		)	
27	Defendant.	)	
		)	

28

1 Subject to the approval of the Court, the parties hereby stipulate that the hearing on  
2 Defendant's Motion for Summary Judgment will be continued from June 30, 2009, to July 14,  
3 2009. This continuation is necessary because Defendant's counsel has a mediation scheduled for  
4 June 30, 2009, which was scheduled before the clerk's notice moving the date of the hearing to  
5 June 30, 2009, and is scheduled to be out of town on July 7, 2009. All other case management  
6 dates, including the trial date, remain the same.  
7

8 Respectfully submitted,

9  
10 ***DEL BECCARO, HORNSBY & BLAKE***  
11 ***POHLS & ASSOCIATES***

12 Dated: May 20, 2009

By: \_\_\_\_\_ /s/

13 Thomas G. Del Beccaro  
14 Attorney for Plaintiff **Ernest C. Wheeler**

15 JOSEPH P. RUSSONIELLO  
16 United States Attorney

17 Dated: May 20, 2009

By: \_\_\_\_\_ /s/

18 NEILL T. TSENG  
19 Assistant United States Attorney  
20 Attorneys for Defendant

21 **PURSUANT TO STIPULATION, IT IS SO ORDERED:**  
22  
23  
24  
25

26 DATED: 5/21/09

27   
28 HONORABLE SAUNDRA B. ARMSTRONG  
UNITED STATES DISTRICT JUDGE