

1 Camellia Baray, State Bar No. 179219
 2 BONJOUR, THORMAN, BARAY & BILLINGSLEY
 24301 Southland Dr., Ste 312
 Hayward, Ca. 94545
 3 Telephone: (510) 785-8400
 Facsimile: (510) 670-0955
 4 camellia@btbandb.com

5 Attorneys for Plaintiff Joseph Halbleib

6
 7
 8 IN THE UNITED STATES DISTRICT COURT
 9 FOR THE NORTHERN DISTRICT OF CALIFORNIA

10
 11 JOSEPH HALBLEIB,

No. C 08-2657 CW

12 Plaintiff,

~~PROPOSED~~ ORDER AND
 STIPULATION TO EXTEND DEADLINE
 FOR COMPLETION OF FACT
 DISCOVERY AND MEDIATION

13 v.

14
 15 CHP OFFICER DALE COPPAGE; DOES
 1-50, inclusive,

16 Defendants.
 17 _____/

18
 19 Plaintiff Joseph Halbleib and Defendant Dale Coppage, by and through their respective
 20 counsel, hereby stipulate as follows:

21 1. The parties have been ordered to complete Fact Discovery by March 13, 2009.

22 2. Plaintiff has requested extensive discovery from Defendant by way of

23 interrogatories and requests for production of documents. Defendant originally made numerous
 24 objections to Plaintiff's requests. After several conferences, Plaintiff and Defendant have
 25

1 agreed that the majority of items requested by Plaintiff would be turned over pursuant to a
2 protective order. Defendant is in the process of compiling and producing these items.

3 3. Plaintiff can not take Defendant's deposition until after he has had the
4 opportunity to review the discovery which has yet to be produced by Defendant.
5

6 4. Counsel for Plaintiff will be on vacation and out of the country from February 26
7 through March 10, 2009.

8 5. In order to provide additional time to review forthcoming discovery, conduct
9 additional investigation as needed, and depose Defendant, the Plaintiff requests, and the parties
10 stipulate, that the deadline for completion of fact discovery be extended to April 15, 2009.
11

12 6. The parties agree that a mediation should not occur until after Plaintiff has had
13 the opportunity to depose Defendant. For this reason, the parties stipulate that the mediation
14 deadline be extended to April 30, 2009.
15

16 7. This is the first time the parties have requested an extension of deadline for
17 completion of fact discovery and the second time the parties have requested an extension of the
18 mediation deadline.

19 ///

20 ///


21 ///

1 8. The next case management conference in this matter is scheduled on May 28,
2 2009, and trial is scheduled to begin on September 14, 2009. An extension of time to complete
3 fact discovery and mediation will not interfere with the progression of this case as currently
4 scheduled.
5

6 IT IS SO STIPULATED.


7
8 Dated: February 23, 2009

Bonjour, Thorman, Baray & Billingsley

9
10 
11 Camellia Baray
12 Attorney for Plaintiff Joseph Halbleib

13 Dated: February 20, 2009


14 Edmund G. Brown Jr.
15 Attorney General of the State of California
16 Tyler B. Pon
17 Supervising Deputy Attorney General

18 
19

20 David W. Hamilton
21 Deputy Attorney General
22 Attorneys for Defendant Dale Coppage

23 PURSUANT TO STIPULATION, IT IS SO ORDERED.

24 DATED: 2/25/09
25

26 
27 THE HON. CLAUDIA WILKEN
28 UNITED STATES DISTRICT COURT
JUDGE