

1 DENNIS J. HERRERA, State Bar #139669  
 City Attorney  
 2 JOANNE HOEPER, State Bar #114961  
 Chief Trial Deputy  
 3 DANIEL A. ZAHEER, State Bar #237118  
 ROBERT A. BONTA, State Bar #202668  
 4 Deputy City Attorneys  
 Fox Plaza  
 5 1390 Market Street, Sixth Floor  
 San Francisco, California 94102-5408  
 6 Telephone: (415) 554-3822  
 Telephone: (415) 554-4268  
 7 Facsimile: (415) 554-3837  
 E-Mail: daniel.zaheer@sfgov.org  
 8 robert.bonta@sfgov.org

9 Attorneys for Defendants  
 10 CITY AND COUNTY OF SAN FRANCISCO, ET AL.

11  
 12 UNITED STATES DISTRICT COURT  
 13 NORTHERN DISTRICT OF CALIFORNIA

14 ANTONIO DELCASTILLO,

15 Plaintiff,

16 vs.

17 CITY AND COUNTY OF SAN  
 18 FRANCISCO, KEVIN CHIN, JASON  
 GALLAGHER, KEVIN HORAN,  
 19 ROBERT KOBOLD, STEVEN  
 NEEDHAM, ROBIN ODUM, TYLER  
 20 ROPELATO, WAYMAN YOUNG, and  
 DOES 1-25, inclusive,

21 Defendants.

Case No. C08-3020 PJH

**STIPULATION AND [~~PROPOSED~~]  
 ORDER REGARDING DEADLINE  
 FOR DEPOSITION OF DR. RUBEN  
 RUIZ**

(CIV. L.R. 7-12)

Trial Date: August 16, 2010

1 WHEREAS on December 18, 2008, the Court issued a scheduling Order for this case setting  
2 forth various deadlines, including that the parties should exchange expert disclosures on February 17,  
3 2010 and that expert discovery should be completed by March 17, 2010 (*see* Dkt. #15);

4 WHEREAS on February 18, 2010, plaintiff Antonio DelCastillo disclosed by mail that he  
5 intends to rely upon the expert testimony of his treating psychiatrist, Dr. Ruben Ruiz;

6 WHEREAS although defendants contend that the disclosure was untimely, they nonetheless  
7 in an abundance of caution intend to obtain the deposition of Dr. Ruiz;

8 WHEREAS Dr. Ruiz has indicated that he will not be available for deposition until March 29,  
9 2010 or later;

10 Therefore, the parties by and through their counsel agree and stipulate that the deadline for  
11 completion of the deposition of Dr. Rubin Ruiz be extended up to and including April 16, 2010. The  
12 parties further respectfully request that the Court enter an appropriate order modifying its scheduling  
13 order to permit the deposition to proceed based upon the parties' stipulation.

14  
15 Dated: February 25, 2010

16 DENNIS J. HERRERA  
17 City Attorney  
18 JOANNE HOEPER  
19 Chief Trial Deputy  
20 DANIEL A. ZAHEER  
21 Deputy City Attorney

22 By: \_\_\_\_\_ /s/  
23 DANIEL A. ZAHEER  
24 Attorneys for Defendants  
25 CITY AND COUNTY OF SAN FRANCISCO, ET AL.

26  
27 Dated: February 25, 2010

28 By: \_\_\_\_\_ /s/  
KENNETH FRUCHT  
Attorney for Plaintiff  
ANTONIO DELCASTILLO

**[PROPOSED] ORDER**

Pursuant to the stipulation of the parties, and good cause appearing,

IT IS ORDERED that defendants may take the deposition of Dr. Ruben Ruiz on or before April 16, 2010.

DATED: 3/8/10



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