

1 JOHN L. BURRIS, Esq./ State Bar #69888  
2 BENJAMIN NISENBAUM, Esq./State Bar #222173  
3 LAW OFFICES OF JOHN L. BURRIS  
4 Airport Corporate Centre  
5 7677 Oakport Street, Suite 1120  
6 Oakland, California 94621  
7 Telephone: (510) 839-5200 Facsimile: (510) 839-3882  
8 Email: john.burris@johnburrislaw.com  
9 bnisenbaum@gmail.com

10 Attorneys for Plaintiff

11 UNITED STATES DISTRICT COURT  
12 FOR THE NORTHERN DISTRICT OF CALIFORNIA

13 JONATHAN MEAS,  
14 Plaintiff,

Case No. C 08-04075 PJH

15 vs.

16 ORDER DENYING REQUEST  
17 **STIPULATION TO MODIFY CASE**  
18 **MANAGEMENT ORDER AND**  
19 **(PROPOSED) ORDER**

20 CITY AND COUNTY OF SAN FRANCISCO,  
21 a municipal corporation; HEATHER FONG, in  
22 her capacity as Chief of Police for the CITY  
23 AND COUNTY OF SAN FRANCISCO; JESSE  
24 SERNA, individually and in his capacity as a  
25 police officer for the CITY AND COUNTY OF  
26 SAN FRANCISCO; GARY MORIYAMA,  
27 individually, and in his capacity as a police  
28 officer for the CITY AND COUNTY OF SAN  
FRANCISCO; ERIC VALENTINI,  
individually, and in his capacity as a police  
officer for the CITY AND COUNTY OF SAN  
FRANCISCO, SCOTT KORTE, individually,  
and in his capacity as a police officer for the  
CITY AND COUNTY OF SAN FRANCISCO;  
and, San Francisco police officers DOES 1-25,  
inclusive,

Defendants.

1 **STIPULATION**

2 The parties hereby stipulate to extend the date of expert witness designation exchanges from  
3 November 18, 2009 to December 18, 2009. The requested extension is necessary due to the ruling on  
4 the discovery dispute between the parties (Plaintiff's motion to compel filed July 21, 2009, document  
5 number 41; responsive documents ordered disclosed by Defendants on October 15, 2009, document  
6 number 59), and the need to complete depositions with the discovery produced by Defendants on  
7 October 15, 2009 pursuant to the Court's Order on that discovery dispute, with the disclosed  
8 information necessary to the parties' FRCP 26 expert witness reports and the taking of Defendant  
9 Officers' depositions. In light of the requested continuance the parties also request that the Court  
10 extend the close of expert witness discovery by one month from January 15, 2010 to February 15,  
11 2010. The proposed modification will impact only the dispositive motion deadlines, with dispositive  
12 motions set to be heard by January 20, 2010. The parties jointly request and stipulate that the  
13 dispositive motion hearing deadline likewise be extended by one month, to be heard by February 24,  
14 2010.  
15  
16  
17

18 **IT IS SO STIPULATED.**  
19  
20

21 Dated: November 3, 2009

**The Law Offices of John L. Burris**

22  
23 /s/  
24 Benjamin Nisenbaum  
25 Attorney for Plaintiff  
26 Jonathan Meas  
27  
28

1  
2 Dated: November 3, 2009

3 DENNIS J. HERRERA  
4 City Attorney  
5 JOANNE HOEPER  
6 Chief Trial Deputy  
7 SCOTT D. WIENER  
8 Deputy City Attorney

9 /s/  
10 Scott D. Wiener  
11 Attorney for Defendants

12  
13 **(PROPOSED) ORDER**

14 PURSUANT TO THE PARTIES' STIPULATION, the Case Management Order is hereby  
15 modified as follows:

16 FRCP 26 Expert Witness Designation and Expert Reports shall be exchanged no later than  
17 December 18, 2009.

18 Expert discovery shall be completed no later than February 15, 2010.

19 Dispositive motions shall be heard no later than February 20, 2010.

20 No other dates shall be affected by this modification to the Case Management Order in the  
21 above-entitled action.

22  
23 IT IS SO ORDERED.

24  
25 DATED: 11/9/09

26 DISPOSITIVE MOTIONS ARE HEARD 120 DAYS  
27 BEFORE TRIAL, PARTIES MAY SUBMIT A  
28 STIPULATION THAT COMPORTS WITH THIS  
PRACTICE.

