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 8 Attorneys for Defendants  
 CITY AND COUNTY OF SAN FRANCISCO, ET AL.  
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 11 UNITED STATES DISTRICT COURT  
 12 NORTHERN DISTRICT OF CALIFORNIA

13 CHARLES HAYNES,  
 14 Plaintiff,  
 15 vs.  
 16 CITY AND COUNTY OF SAN  
 FRANCISCO, a municipal corporation;  
 17 HEATHER FONG, in her capacity as Chief of  
 Police for the CITY AND COUNTY OF SAN  
 18 FRANCISCO; PAULO MORGADO,  
 individually, and in his capacity as a police  
 19 officer for the CITY AND COUNTY OF SAN  
 FRANCISCO; and, San Francisco police  
 20 officers DOES 1-25, inclusive,  
 21 Defendants.

Case No. C09-00174 PJH

**STIPULATION AND [~~PROPOSED~~] ORDER  
 TO CONTINUE CASE MANAGEMENT  
 CONFERENCE**

Hearing Date: April 23, 2009  
 Time: 2:30 p.m.  
 Place: Before Judge P.J. Hamilton  
 CourtRoom 3, 17th Floor  
 Trial Date: None set

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 24 The Court has scheduled a case management conference before Judge Phyllis J. Hamilton for  
 25 Thursday, April 23, 2009 at 2:30 p.m.

26 Counsel for the parties agree and stipulate that the case management conference be rescheduled  
 27 to either May 21, 2009 or May 28, 2009 at 2:30 p.m., subject to the Court's availability.  
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1 The parties also request that all dates related to the initial case management conference be  
2 rescheduled in accordance with the new conference date.

3 This request is made because both counsel for plaintiffs are presently in trial in the matter of  
4 *Oliver v. City and County of San Francisco* in front of Magistrate Judge Larson. Counsel for  
5 defendants understands that the *Oliver* case has been in trial the entire week of April 13-17, 2009, and  
6 that the jury had been deliberating as of the writing of this stipulation, Friday, April 17, 2009.

7 Plaintiff's counsel, Mr. Burris, authorized me today at 12:50 PM by phone to file this  
8 stipulation.

9 As far as defense counsel is aware, the parties have not made any prior requests to modify the  
10 conference.

11 The parties therefore jointly stipulate and request that the case management conference be  
12 rescheduled to either May 21, 2009 or May 28, 2009 at 2:30 p.m., subject to the Court's availability.

13 The parties also request that all dates associated with the initial case management conference, be reset  
14 in accordance with the new conference date.

15 IT IS HEREBY STIPULATED BY THE PARTIES:

16 Dated: April 17, 2009

DENNIS J. HERRERA  
City Attorney  
JOANNE HOEPER  
Chief Trial Deputy  
SEAN F. CONNOLLY  
Deputy City Attorney

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21 By: s/Sean F. Connolly  
SEAN F. CONNOLLY  
Attorneys for Defendants  
CITY AND COUNTY OF SAN FRANCISCO, et al.

22  
23 Dated: April 17, 2009

BENJAMIN NISENBAUM, ESQ.  
JOHN BURRIS, ESQ.  
Law Officers of John Burris

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25  
26 By: s/John Burris  
JOHN BURRIS  
Attorney for Plaintiff  
CHARLES HAYNES

~~PROPOSED~~ ORDER

IT IS HEREBY ORDERED that the case management conference present set for April 23, 2009 at 2:30 p.m. be continued to May 21, 2009 at 2:30 p.m. It is further ordered that all case management deadlines are reset in accordance with the new case management conference.

Dated: April 20, 2009

HONORABLE PHYLLIS J. HAMILTON



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