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6 Attorneys for Defendants
 CITY OF OAKLAND and
 7 CHIEF WAYNE TUCKER

8
 9 **UNITED STATES DISTRICT COURT**
NORTHERN DISTRICT OF CALIFORNIA

10 L.S. By and Through His Guardian Ad Litem
 11 Laurian Studesville,
 12 Plaintiff,
 13 v.
 14 THE CITY OF OAKLAND, a municipal
 corporation; WAYNE TUCKER, in his official
 15 capacity as Chief of Police for the City of
 Oakland; ALAN LEAL, individually, and in
 16 his capacity as a police officer for the City of
 Oakland; and City of Oakland police officers
 17 DOES 1-25, inclusive,
 18 Defendants.

Case No. C09-03004 CW

**STIPULATION AND ORDER TO
 CONTINUE DATE TO FILE
 RESPONSIVE PLEADING**

HONORABLE CLAUDIA WILKEN

20 The parties to the above captioned litigation hereby stipulate, by and through their
 21 undersigned counsel of record, to continue the date for Defendants City of Oakland and
 22 Chief Wayne Tucker to file responsive pleadings in this case from August 6, 2009 to
 23 August 27, 2009.

24 The reason for this stipulation is the parties are currently negotiating on the filing of
 25 a First Amended Complaint in this matter in order to avoid defendants filing a Motion to
 26 Dismiss pursuant to F.R.C.P. Rule 12(b)(6).

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DATED: JULY 31, 2009

JOHN A. RUSSO, City Attorney
RANDOLPH W. HALL, Assistant City Attorney
JAMES F. HODGKINS, Supervising Trial Attorney
CHARLES E. VOSE, Senior Deputy City Attorney

By: _____ /s/
Attorneys for Defendants
CITY OF OAKLAND and
CHIEF WAYNE TUCKER

DATED: JULY 31, 2009

ADANTE POINTER, ESQ.

By: _____ /s/
Attorney for Plaintiffs
L.S., BY AND THROUGH HIS G.A.L.
LAURIAN STUDESVILLE

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ORDER

Pursuant to stipulation of the parties and good cause appearing therefore, it is hereby ordered that the date for Defendants City of Oakland and Chief Wayne Tucker to file responsive pleadings in this case is continued from August 6, 2009 to August 27, 2009.

IT IS SO ORDERED.

Dated: 8/4/09



CLAUDIA WILKEN
U.S. District Court Judge