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9 UNITED STATES DISTRICT COURT
 10 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 11

12 SONOMA COUNTY ASSOCIATION OF	No. CV 09 4432 CW
13 RETIRED EMPLOYEES,	
14 Plaintiff,	STIPULATION TO EXTEND TIME FOR
15 v.	FILING RESPONSIVE PLEADING;
16 SONOMA COUNTY,	ORDER
17 Defendant.	[No Hearing Required]

18 Defendant the County of Sonoma (“County”) and Plaintiff the Sonoma County
 19 Association of Retired Employees (“SCARE”), through their respective counsel of record,
 20 hereby agree and stipulate as follows.
 21

22 1. SCARE filed and served its complaint in this action on September 22, 2009,
 23 seeking declaratory and injunctive relief against the County with respect to retiree health
 24 benefits.

25 2. The County is in the process of engaging outside counsel to assist it in this
 26 litigation, and requires additional time to do so and prepare a response to the complaint,
 27 beyond the time allotted by the Federal Rules of Civil Procedure, Rule 12.

28 3. Accordingly, the parties have agreed that the County shall have through and
 including November 10, 2009, in which to file its responsive pleading herein. If the County

1 files a motion to dismiss or other motion instead of an answer to the complaint, and assuming
2 that the motion is heard on the next available hearing date on the Court's calendar (which
3 currently appears to be December 18, 2009), the parties stipulate that any opposition brief to
4 the motion shall be due on or before Tuesday, November 24, 2009, and any reply brief shall
5 be due on or before Friday, December 4, 2009. If the next available hearing date is later than
6 December 18, 2009, the parties agree to meet and confer regarding a briefing schedule and to
7 submit a new briefing schedule to the Court for consideration.

8 4. Providing this extension of time to file a responsive pleading (which amounts
9 to a 28 day extension) beyond the time allotted under the Federal Rules of Civil Procedure
10 will not affect any of the dates set pursuant to the Order Setting Initial Case Management
11 Conference and ADR Deadlines, previously entered herein.

12 IT IS SO STIPULATED.

13 Dated: October 8, 2009 STEVEN M. WOODSIDE, COUNTY COUNSEL
14 COUNTY OF SONOMA

15 By: /s/ Gregory T. Dion
16 GREGORY T. DION
17 Attorneys for Defendant the County of Sonoma

18 Dated: October 8, 2009 LEWIS, FEINBERG, LEE, RENAKER & JACKSON

19 By: /s/ Jeffrey Lewis
20 JEFFREY LEWIS
21 Attorneys for Plaintiff the Sonoma County
22 Association of Retired Employees

23 * * *

24 **ORDER**

25 PURSUANT TO THE FOREGOING STIPULATION, IT IS SO ORDERED.

26 
27 Dated: October 19, 2009
28 HONORABLE CLAUDIA WILKEN
UNITED STATES DISTRICT COURT

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ELECTRONIC CASE FILING ATTESTATION

I, Gregory T. Dion, am the ECF User whose identification and password are being used to file this STIPULATION TO EXTEND TIME FOR FILING RESPONSIVE PLEADING; [PROPOSED] ORDER on behalf of all parties pursuant to Civil Local Rules 7-11. In compliance with General Order No. 45(X)(B), I hereby attest that the concurrence in the filing of this document has been obtained from its signatories.

Dated: October 8, 2009

By: /s/ Gregory T. Dion
Gregory T. Dion
Deputy County Counsel
Sonoma County