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10 UNITED STATES DISTRICT COURT  
 11 NORTHERN DISTRICT OF CALIFORNIA  
 12 OAKLAND DIVISION

13 DENICE DIXON,  
 14 Plaintiff,

15 vs.

16 UNITED STATES OF AMERICA,  
 17 Defendant.

) Case No. C10-04220DMR  
 )  
 ) **STIPULATION AND [PROPOSED]**  
 ) **ORDER TO CONTINUE DEFENDANT'S**  
 ) **MOTION FOR JUDGMENT ON THE**  
 ) **PLEADINGS**  
 ) Date: June 16, 2011  
 ) Time: 11:00 a.m.  
 ) Location: Courtroom 4, 3<sup>rd</sup> Floor

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1 The plaintiff, Denice Dixon, (“Plaintiff”) and the federal defendant, United States of  
2 America (“Federal Defendant”), by and through their counsel, hereby stipulate to the  
3 following:

4 WHEREAS, the hearing on Defendant’s Motion for Judgment on the Pleadings in  
5 this matter has been scheduled by this court for June 16, 2011 at 11:00 a.m.;

6 WHEREAS, the initial case management conference in this matter is currently  
7 scheduled for June 16, 2011 at 11:00 a.m.

8 WHEREAS, counsel for the Plaintiff has ongoing treatments for illness which  
9 require him to keep a part time schedule at the moment, so needs additional time to  
10 complete Opposition to Defendant’s Motion for Judgment on the Pleadings.  
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12 WHEREAS, on April 29, 2011, the parties submitted a Stipulation and Proposed  
13 Order to Continue the Defendant’s Motion for Judgment on the Pleadings and proposed the  
14 following briefing schedule. The Plaintiff’s opposition brief is due May 12, 2011, and the  
15 Federal Defendant’s reply brief is due May 26, 2011;  
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17 WHEREAS, on May 6, 2011, the Court issued an Order Resetting Hearing Date on  
18 Defendant’s Motion for Judgment on the Pleadings and Initial CMC setting the following  
19 briefing schedule. The Plaintiff’s opposition brief is due May 16, 2011, and the Federal  
20 Defendant’s reply brief is due May 23, 2011;  
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22 WHEREAS, counsel for the Federal Defendant will be out of the country during  
23 May 18, 2011 through May 22, 2011 and will not have sufficient time to prepare a reply  
24 brief pursuant to the briefing scheduled ordered on May 6, 2011;  
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**[PROPOSED] ORDER**

The two Parties requesting, and good cause appearing, it is hereby ordered that the **Plaintiff's opposition brief is due May 16, 2011, and the Federal Defendant's reply brief is due May 26, 2011.** It is further ordered that court hearing on Defendant's Motion for Judgment on the Pleadings, and the initial case management conference will take place on June 16, 2011 at 11:00 a.m. as set forth in the Court's order dated May 6, 2011.

IT IS SO ORDERED.

Date: May 10, 2011



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Hon. Donna M. Ryu  
United States District Court Magistrate Judge