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5 Attorneys for Plaintiff  
 6 DAVID O. BACA

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 9 UNITED STATES DISTRICT COURT  
 10 NORTHERN DISTRICT OF CALIFORNIA

11 DAVID O. BACA,  
 12  
 13 Plaintiff,

14 v.

15 STATE OF CALIFORNIA, DEPARTMENT  
 16 OF CALIFORNIA HIGHWAY PATROL,  
 17 SERGEANT GRIMES, SERGEANT TRUE,  
 18 OFFICER B. RODGERS, OFFICER M.  
 WILSON, OFFICER C. RANDALL,  
 19 OFFICER B. JEFFERS, OFFICER B.  
 PHILLIPS, and DOES 1-10,  
 20  
 21 Defendants.

Case No. C 13-02968 SBA

**STIPULATION AND ~~PROPOSED~~  
 ORDER GRANTING PLAINTIFF 21  
 DAY EXTENTION TO FILE  
 RESPONSIVE PLEADING TO  
 DEFENDANTS' MOTION TO DISMISS**

1 On August 7, 2013, Defendants filed a Notice of Motion and Motion to Dismiss  
2 Plaintiff's First Amended Complaint in this action. Plaintiff's response to Defendants' Motion to  
3 Dismiss is presently due on August 21, 2013.

4 Parties have agreed to stipulate to allow Plaintiff an additional twenty-one (21) days to  
5 respond to Defendants' Motion to Dismiss. A 21-day extension on Plaintiff's time to respond  
6 renders a due date of September 11, 2013. Defendants' reply shall be due on or before  
7 September 18, 2013. The current hearing date on Defendants' Motion to Dismiss is set for  
8 October 22, 2013. No dates will be affected and no party will be caused any prejudice by this  
9 extension.

10 Good cause exists to grant such an extension because counsel for Plaintiff has been in  
11 trial on an unrelated matter since August 12, 2013, after which Plaintiff expects to be occupied  
12 with post-trial motion practice in that matter. Allowing Plaintiff an additional 21-day extension  
13 to file his response is in the best interests of justice and economy.

14 Dated: August 21, 2013

Respectfully submitted,

GONZALEZ & LEIGH LLP

17 By: /s/ G. Whitney Leigh

18 G. Whitney Leigh  
19 Attorneys for Plaintiff  
DAVID O. BACA

20 Dated: August 21, 2013

KAMALA D. HARRIS  
Attorney General of California  
JOHN P. DEVINE  
Supervising Attorney General

24 By: /s/ Craig E. Modlin

25 Craig E. Modlin  
26 Attorneys for Defendants  
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~~PROPOSED~~ ORDER

Good cause appearing, and based on the stipulation of the parties, the Court grants Plaintiff a twenty-one (21) day extension to file his response to Defendants' Motion to Dismiss. Plaintiff's response is now due on or before September 11, 2013.

IT IS SO ORDERED.

Dated: 8/21/2013

  
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Honorable Sandra B. Armstrong  
UNITED STATES DISTRICT JUDGE