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 7
 8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA

11 SANTIAGO CRUZ,

12 Plaintiff,

13 v.

14 ZAHED UDDIN AHMED,

15 Defendant.

Case No. 4:15-cv-01855-KAW

**STIPULATION AND [PROPOSED]
 ORDER**

16
 17 WHEREAS, on June 23, 2017, the Court issued a Case Management and Pretrial Order
 18 for Jury Trial, which included October 27, 2017 as the last day to amend pleadings in the case;

19 WHEREAS, on October 26, 2017, the parties filed a stipulation and proposed order to
 20 extend the deadline to amend the pleadings until December 22, 2017, on grounds that document
 21 productions by California Department of Corrections and Rehabilitation and California
 22 Correctional Health Care Services in response to plaintiff's subpoenas were still ongoing and the
 23 parties anticipated depositions in late November or December;

24 WHEREAS, on October 31, 2017, this Court granted the parties' proposed order to
 25 extend the deadline to amend pleadings to December 22, 2017;

26 WHEREAS, California Department of Corrections and Rehabilitation's production of
 27 documents in response to Plaintiff's subpoena for business records is not yet complete;

28 WHEREAS, counsel for Defendant is now involved in a trial in early December and has

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1 requested that depositions be scheduled in early January to accommodate his very limited
2 availability in November and December;

3 WHEREAS, Plaintiff's counsel is willing to accommodate defense counsel's trial
4 schedule, so long as Plaintiff is not prejudiced from filing a First Amended Complaint to add
5 supervisory officers, should the facts support the addition of any such parties;

6 WHEREAS, the parties have agreed to further extend the deadline to amend the pleadings
7 until January 31, 2018 in order to accommodate defense counsel's schedule and respectfully
8 request that this Court so order.

9 IT IS SO STIPULATED.

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11 Dated: November 14, 2017

Respectfully submitted,

12 R. MORGAN GILHULY
13 JULIA R. GRAESER
14 BARG COFFIN LEWIS & TRAPP, LLP

15 /s/ Julia R. Graeser

16 *Attorneys for Plaintiff Santiago Cruz*

17 Dated: November 14, 2017

Respectfully submitted,


18 XAVIER BECERRA
19 Attorney General of California
20 JEFFREY R. VINCENT
21 Supervising Deputy Attorney General

22 /s/ Rohit Kodical

Attorneys for Defendant Dr. Ahmed

23 IT IS SO ORDERED.

24
25 Dated: 11/16/17

26 
27 The Honorable Kandis Westmore
28