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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 April 16, 2018, the parties participated in a settlement conference where
 18 the case settled in principal as to the monetary terms of the settlement.

19 WHEREAS, on April 24, 2018, this Court issued an order that Plaintiff shall file a
 20 dismissal within 60 days of its order, absent any extension ordered by the Court.

21 WHEREAS, on June 20, 2018, this Court signed the parties' Stipulation and Proposed
 22 Order to extend the deadline to file a dismissal for another 30 days.

23 WHEREAS, the parties' efforts at finalizing a settlement are being held up by the
 24 potential for outstanding liens against Plaintiff, which are presently unknown and which the
 25 California Department of Corrections and Rehabilitation ("CDCR") claims it has a legal
 26 obligation to satisfy from the settlement proceeds.

27 WHEREAS, Plaintiff and his attorneys have no information about the allegedly or
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1 potentially outstanding liens against Plaintiff or the source of such liens, and they are unaware of
2 and have not been provided with any statutory authority requiring payment of same from
3 settlement proceeds.

4 WHEREAS, the parties have for the last few weeks been working to resolve this issue.
5 Plaintiff's attorneys have proposed a modest revision to the settlement agreement to ensure that
6 CDCR will deduct from the settlement only those outstanding liens (if any) that CDCR is
7 required by law to satisfy on Plaintiff's behalf, and are awaiting a response from CDCR.

8 WHEREAS, the parties have agreed to extend the deadline for Plaintiff to file the
9 dismissal until August 15, 2018 in hopes that the additional time will be sufficient for the parties
10 to agree to the final terms of the settlement documentation and obtain the parties' signatures, and
11 respectfully request that this Court so order.

12 IT IS SO STIPULATED.

13 Dated: July 20, 2018

Respectfully submitted,

14 R. MORGAN GILHULY
15 JULIA R. GRAESER
16 BARG COFFIN LEWIS & TRAPP, LLP

17 _____
18 /s/ Julia R. Graeser
Attorneys for Plaintiff Santiago Cruz

19 Dated: July 20, 2018

Respectfully submitted,

20 XAVIER BECERRA
21 Attorney General of California
22 JEFFREY R. VINCENT
23 Supervising Deputy Attorney General

24 _____
25 /s/ Rohit Kodical
26 Attorneys for Defendant Dr. Ahmed

27 IT IS SO ORDERED.

28 Dated: 7/27/18


The Honorable Kandis Westmore