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3 **UNITED STATES DISTRICT COURT**
4 **NORTHERN DISTRICT OF CALIFORNIA**
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6 **JAMAL RASHID TRULOVE,**

7 Plaintiff,

8 Vs.

9
10 **THE CITY AND COUNTY OF SAN FRANCISCO,**
11 **ET AL,**

12 Defendants.

Case No.: 16-CV-050 YGR

**ORDER MODIFYING BRIEFING SCHEDULE ON
SUMMARY JUDGMENT AND EXPERT
MOTIONS; DIRECTING PLAINTIFFS TO
CLARIFY DEFENDANTS AND BASIS FOR
MALICIOUS PROSECUTION CLAIM (COUNT
TWO)**

13 After review of defendants' summary judgment pre-filing letter, plaintiff's response thereto,
14 and a discussion on the record, the Court **ORDERS** as follows:

15 The current deadline for filing and hearing summary judgment motions is **VACATED**;

16 The current deadline for filing and hearing *Daubert* motions is modified such that:

17 Motions shall be filed no later than **October 10, 2017**;

18 Oppositions thereto shall be filed no later than **October 24, 2017**; and

19 Replies shall be filed no later than **October 31, 2017**.

20 The hearing on the motions is hereby set for **November 14, 2017**, at 2:00 p.m.

21 The parties shall exchange proposed jury instructions on the substantive elements of
22 plaintiff's claims and theories in this action no later than **September 28, 2017**. The parties shall
23 meet and confer on the instructions by **October 13, 2017**. The parties shall file a joint set of
24 instructions no later than **October 27, 2017**, including argument on any disputed instructions of no
25 more than three (3) pages per instruction per side.

26 On the record, the Court granted plaintiff's unopposed oral motion to dismiss defendants
27 Trail, Androvich, and Hagen. Plaintiff shall submit a proposed order for dismissal no later than
28 **September 28, 2017**.

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Plaintiff further indicated that he will identify which constitutional amendment (Fourth or Fourteenth) he will proceed under for purposes of his malicious prosecution claim (Count Two). Plaintiff shall file a notification to this effect no later than **September 28, 2017**.

IT IS SO ORDERED.

Date: September 19, 2017



YVONNE GONZALEZ ROGERS
UNITED STATES DISTRICT COURT JUDGE