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6 Attorneys for Defendants
 7 City of Walnut Creek; Walnut Creek Police Sergeant Ryan
 Hibbs; Walnut Creek Police Officer Lee Herrington; Walnut
 8 Creek Police Officer Adams; and Walnut Creek Police Officer
 Ashley Roskos

10 UNITED STATES DISTRICT COURT
 11 NORTHERN DISTRICT OF CALIFORNIA

13 PAUL ALFRED SINCERNY,

14 Plaintiff,

15 vs.

16 City of Walnut Creek et al.,

17 Defendants.

Case No. C17-02616 HSG

**STIPULATION AND ORDER TO
 CONTINUE THE UPCOMING CASE
 MANAGEMENT CONFERENCE**

Date: May 1, 2018

Time: 2:00 p.m.

Dept: Ctrm 2-4th Flr. (Oakland)

Judge: Hon. Haywood S. Gilliam, Jr.

19 The PARTIES, by and through their respective attorneys of record, hereby stipulate to the
 20 following:

- 21 1. WHEREAS the parties attended an Early Neutral Evaluation (ENE) in this matter on April
 22 12, 2018.
- 23 2. WHEREAS discussions between the parties following the April 12, 2018, ENE have been
 24 ongoing and the parties have now reached a tentative settlement, subject to the approval
 25 by the Walnut Creek City Council. Defendants anticipate approval of the tentative
 26 settlement within the next three weeks (likely on Tuesday, May 15th).
- 27 3. WHEREAS the parties currently have a Further Case Management Conference (“CMC”)
 28

STIPULATION AND ORDER TO CONTINUE
 THE UPCOMING CASE MANAGEMENT
 CONFERENCE, C17-02616 HSG

1 scheduled in this matter for May 1, 2018.

2 4. WHEREFORE good cause has been shown to continue the Further CMC in this matter
3 out for 45 to 60 days, to provide the parties enough time for approval of the settlement by
4 the Walnut Creek City Council and to file a dismissal with prejudice in this action.

5 **IT IS SO STIPULATED.**

6 The parties attest that concurrence in the filing of these documents has been obtained from
7 each of the other Signatories, which shall serve in lieu of their signatures on the document.

8 Dated: April 24, 2018

HELBRAUN LAW FIRM

9 By: /s/ Helbraun, David M

David M. Helbraun, Attorney for Plaintiff
Paul Alfred Sincerny

11 Dated: April 24, 2018

MCNAMARA, NEY, BEATTY, SLATTERY,
BORGES & AMBACHER LLP

13 By: /s/ Blechman, Noah G.

Noah G. Blechman
Attorneys for Defendants
City of Walnut Creek; Walnut Creek Police Sergeant
Ryan Hibbs; Walnut Creek Police Officer Lee
Herrington; Walnut Creek Police Officer Adams; and
Walnut Creek Police Officer Ashley Roskos


17 **ORDER**

18 PURSUANT TO THE PARTIES' STIPULATION, IT IS HEREBY ORDERED AS FOLLOWS:

19 The Further Case Management Conference in this matter currently set for May 1, 2018, is
20 hereby continued to June 19, 2018, at 2:00 p.m. in Courtroom 2, 4th Floor, Northern District
21 Court, Oakland. The parties are also ordered to file a Further Joint Case Management Conference
22 Statement one week prior to that hearing.

23 **IT IS SO ORDERED.**

25 Dated: April 25, 2018

26 By: 
27 Hon. Haywood S. Gilliam, Jr.
28 U.S. District Court Judge