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10 Attorneys for Plaintiff
 Kathryn Wade

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 12 *(Additional Counsel Listed on the*
 13 *Following Page)*

14 **UNITED STATES DISTRICT COURT**
 15 **NORTHERN DISTRICT OF CALIFORNIA**
 16 **OAKLAND DIVISION**

17 KATHRYN WADE,
 18
 19 Plaintiff,
 20 v.
 21 CITY OF ANTIOCH, OFFICER M.
 MELLONE, OFFICER J. EWART, DOE
 OFFICERS 1-10, inclusive,
 22
 23 Defendants.

Case No. 4:23-CV-01130-DMR
**JOINT STIPULATION AND
 ORDER EXTENDING DEADLINE
 TO SEEK LEAVE TO AMEND THE
 PLEADINGS**
 Judge: Hon. Donna M. Ryu
 Trial: July 14, 2025

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1 Pursuant to Civil Local Rule 7-12, Plaintiff Kathryn Wade (“Plaintiff”), on the one hand,
2 and Defendants City of Antioch, Officer Michael Mellone, and Officer J. Ewart (collectively,
3 “Defendants”), on the other hand, by and through their respective counsel, hereby stipulate as
4 follows:

5 **RECITALS**

6 **WHEREAS**, on March 10, 2023, Plaintiff, representing herself, filed her Complaint (Dkt.
7 1), initiating this action;

8 **WHEREAS**, on April 17, 2023, the Court issued an order granting Plaintiff leave to
9 proceed in forma pauperis, finding the Complaint failed to state a claim upon which relief may be
10 granted, and granting Plaintiff leave to file an amended complaint (Dkt. 5);

11 **WHEREAS**, on June 12, 2023, Plaintiff, representing herself, filed a First Amended
12 Complaint (the “FAC,” Dkt. 8);

13 **WHEREAS**, on July 21, 2023, Defendants filed their Answer to the FAC (Dkt. 14);

14 **WHEREAS**, on September 20, 2023, the Court held the Initial Case Management
15 Conference, during which Plaintiff informed the Court that she intended to consult with the Legal
16 Help Center and file a motion for appointment of counsel, and the Court set a Further Case
17 Management Conference for January 17, 2024 (Dkt. 18);

18 **WHEREAS**, on October 3, 2023, the Court, having found that Plaintiff had requested and
19 was in need of counsel to assist her in this action, entered an Order referring Plaintiff to the
20 Federal Pro Bono Project and staying proceedings pending appointment of counsel (Dkt. 22);

21 **WHEREAS**, on October 24, 2023, the Court entered an Order appointing the above-
22 identified attorneys from O’Melveny & Myers LLP as counsel for Plaintiff for all purposes for
23 the duration of this action (Dkt. 24);

24 **WHEREAS**, on January 17, 2024, the Court held a Further Case Management
25 Conference and set a deadline of April 16, 2024 for the Parties to seek leave to amend the
26 pleadings to add new parties, claims or defenses (Dkt. 29);

27 **WHEREAS**, Plaintiff intends to amend the FAC, has provided Defendants with a draft
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1 proposed Second Amended Complaint (the “Proposed SAC”), and the Parties are meeting and
2 conferring on the Proposed SAC; and

3 **WHEREAS**, having met and conferred, and to avoid unnecessary motion practice and
4 conserve the Court’s and the Parties’ resources, the Parties wish to continue meeting and
5 conferring on Plaintiff’s Proposed SAC and request that the Court enter an Order extending the
6 deadline to seek leave to amend the pleadings as set forth below.

7 **STIPULATION**

8 **NOW, THEREFORE**, the Parties, by and through their respective counsel, hereby
9 stipulate and agree as follows:

10 The deadline to seek leave to amend the pleadings to add new parties, claims or defenses
11 shall be extended from April 16, 2024 to May 3, 2024.

12
13 **IT IS SO STIPULATED**, through Counsel of Record.

14
15 Dated: April 15, 2024

16 O’MELVENY & MYERS LLP
17 JORGE DENEVE
18 RAMON RAMIREZ
19 ENOCH O. AJAYI

20 By: /s/ Jorge deNeve
21 Jorge deNeve
22 *Attorneys for Plaintiff Kathryn Wade*

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Dated: April 15, 2024

CASTILLO, MORIARTY, TRAN &
ROBINSON
PATRICK D. MORIARTY
JOHN B. ROBINSON

By: /s/ John R. Robinson
John R. Robinson
*Attorneys for Defendants City of Antioch and
Officer M. Mellone*

Dated: April 15, 2024

LITIGATION ENGINEERED
CHESTER E. WALLS

By: /s/ Chester E. Walls
Chester E. Walls
Attorneys for Defendant Officer J. Ewart

ATTESTATION

Pursuant to Civil Local Rule 5-1(i)(3), I attest that the other signatories hereto, on whose behalf this filing is submitted, concur in the filing of this document.

Dated: April 15, 2024

/s/ Jorge deNeve
Jorge deNeve

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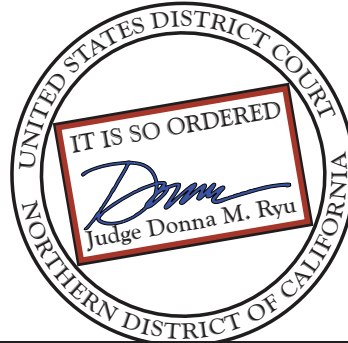
ORDER

The above stipulation having been considered and good cause appearing, THE COURT
ORDERS AS FOLLOWS:

The deadline to seek leave to amend the pleadings to add new parties, claims or defenses
is extended to May 3, 2024.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: April 16, 2024



HON. DONNA M. RYU
CHIEF MAGISTRATE JUDGE