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18 IN THE UNITED STATES DISTRICT COURT
 19 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 20 SAN JOSE DIVISION

22 **VIET NGO,**

Plaintiff,

24 v.

25 **J. S. WOODFORD, et al.,**

26 Defendants.

Case No. C 03-2210 JF

**JOINT CASE MANAGEMENT
 CONFERENCE STATEMENT
 AND [PROPOSED] CASE
 MANAGEMENT ORDER**

Hearing: July 19, 2009
 Time: 10:30 a.m.
 Courtroom: 3, 5th Floor
 Judge: The Honorable
 Jeremy Fogel

1 The parties jointly submit this Case Management Statement and Proposed Order:
2 Following a settlement conference held before Magistrate Judge Elizabeth Laporte on
3 September 17, 2008, the parties reached an agreement to fully settle this litigation. Since that
4 date, the parties have negotiated on terms for a formal Settlement and Release Agreement.
5 Continuing discussions between the parties have resulted in a proposed final draft of the
6 agreement. Although the parties had anticipated this agreement would be executed by this date,
7 Defendants are continuing to determine who will be the appropriate persons to sign the
8 agreement. This, together with the recent Fourth of July holiday, has led to an unexpected delay.
9 In addition, Plaintiff's incarceration requires additional time for his review and signature.

10 To that end, the parties request that the Court continue the Case Management Conference
11 for an additional thirty days to allow for execution of and compliance with the proposed
12 Settlement and Release Agreement.

13 Dated: July 14, 2009

14 Respectfully submitted,
15 EDMUND G. BROWN JR.
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21 */s/ Jay C. Russell*
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/s/ Timothy P. Murphy

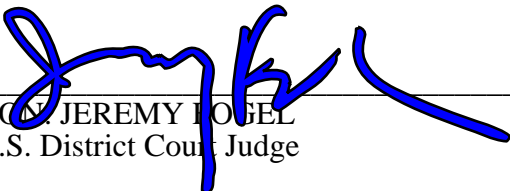
TIMOTHY P. MURPHY, ESQ.
Attorneys for Defendant Wooten

CASE MANAGEMENT ORDER

Based upon the parties' Joint Case Management Conference Statement, and good cause appearing,

IT IS ORDERED THAT the Case Management Conference is continued to August 28, 2009 at 10:30 a.m.

Dated: July 16, 2009.



HON. JEREMY FOGEL
U.S. District Court Judge

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