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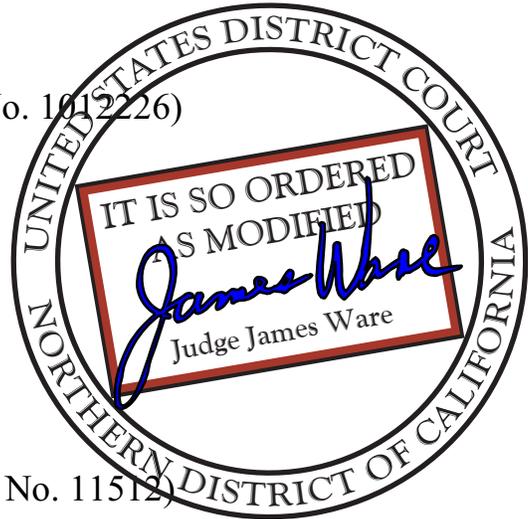
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19 UNITED STATES DISTRICT COURT  
 20 NORTHERN DISTRICT OF CALIFORNIA

21  
 22 ELVIRA TERAN, an individual;  
 STEPHANIE LIZAOLA, As Guardian Ad  
 23 Litem For: ANGELA ALYSSA TERAN, a  
 minor child, JENNIFER LISETTE TERAN,  
 24 a minor child; and BRIANA ISABEL  
 TERAN, a minor child, JAIME TERAN  
 25 CORONEL, DECEDENT, by and through  
 his successor in interest, STEPHANIE  
 26 LIZAOLA

27 Plaintiffs,

28 vs.

**Case No.: C 06-06947 JW**

[James Ware, United States  
 District Judge, Ctrm. 8, 4<sup>th</sup> Fl.]

**JOINT STIPULATION TO  
 CONTINUE PRELIMINARY  
 PRETRIAL CONFERENCE;  
 PRETRIAL ORDER**

**Preliminary**

**PTC: 5-4-09**  
**Time: 11:00 a.m.**  
**Ctrm.: 8**

1 COUNTY OF MONTEREY; MONTEREY )  
COUNTY SHERIFF'S DEPARTMENT; )  
2 TASER INTERNATIONAL, INC., An )  
Arizona Corporation, AND DOES 1 )  
3 THROUGH 50, INCLUSIVE, )  
4 Defendants. )  
\_\_\_\_\_ )

5  
6 TO THE HONORABLE COURT:

7 IT IS HEREBY STIPULATED by and between the parties to this action, through  
8 their respective counsel of record, that:

9 1) This case was scheduled for a preliminary pretrial conference on April 13,  
10 2009. On April 10, 2009, the Court continued the preliminary pretrial conference to  
11 May 4, 2009, at 11:00 a.m.;

12 2) Counsel for TASER INTERNATIONAL, INC. ("TASER") is scheduled  
13 to begin trial on May 4, 2009, and cannot attend the May 4 presently scheduled  
14 preliminary pretrial conference. In addition, defense counsel has other pending trials  
15 listed below and will not be available until either late May or July, 2009;

16 3) Good cause exists for continuing the May 4 scheduled preliminary pretrial  
17 conference due to the unavailability of TASER's counsel. Accordingly, the parties  
18 stipulate to a continuance of the May 4, 2009, preliminary pretrial conference, to a date  
19 late in May, 2009, or a date convenient to the Court, based on the calendar conflicts of  
20 counsel as set out below:

21 4) **Defense Counsel Mildred O'Linn - Calendar Conflicts:**

22 \_\_\_\_\_ Defense counsel Mildred K. O'Linn is unavailable on the following dates due to  
23 her trial schedule:

24 05/04/09 - 20 days - Pfeiffer

25 06/02/09 - 10 days - Hall

26 06/24/09 - 20 days - Dorman

27 08/04/09 - 10 days - Roper

28 09/11/09 - 20 days - Rosa

1 10/14/09 - 10 days - Rodriguez  
2 10/19/09 - 10 days - Fluker  
3 11/17/09 - 10 days - Guerrero  
4 12/01/09 - 7-10 days - Banderas  
5 12/15/09 - 10 days - Zaragoza  
6 03/22/10 - 15 days - Butler  
7 04/05/10 - 10 days - Salinas

8 5) **Defense counsel Traci A. Kirkbride's unavailability:**

9 Defense counsel Traci A. Kirkbride is unavailable on the following dates: April  
10 27-May 1, May 8, May 14-22, June 12, June 22-26 and July 22- August 17th.

11 6) **Plaintiffs' counsel's unavailability:**

12 Plaintiffs' counsel is unavailable on the following dates: May 5, 6, 8, 12, 19-21  
13 June 9 & 16 and June 22-July 24.

14 Dated: April 15, 2009

MANNING & MARDER  
KASS, ELLROD, RAMIREZ LLP

17 By: /s/ Mildred K. O'Linn  
18 Mildred K. O'Linn  
19 Attorneys for Defendant,  
TASER INTERNATIONAL, INC.

20 Dated: April 15, 2009

DEPUTY COUNTY COUNSEL  
COUNTY OF MONTEREY

23 By: /s/ Traci A. Kirkbride  
24 Traci A. Kirkbride  
25 Attorneys for Defendants,  
26 COUNTY OF MONTEREY,  
27 MONTEREY COUNTY SHERIFF'S  
28 OFFICE, MICHAEL KANALAKIS,  
BRANDON SMITH, WARREN SANO,  
MIKE DARLINGTON, BENJAMIN PAYTON,  
BRIAN HOSKINS, EMILY HOWLETT  
and DENNIS GREATHEAD

1 Dated: April 15, 2009

LAW OFFICE OF MICHAEL D. LIBERTY

2  
3 By: /s/ Michael D. Liberty  
4 Michael D. Liberty  
5 Attorneys for Plaintiffs,  
6 ELVIRA TERAN, STEPHANIE LIZAOLA,  
ANGELA ALYSSA TERAN, JENNIFER  
LISETTE TERAN and BRIANA ISABEL  
TERAN

7 **ORDER**

8 Pursuant to Stipulation, it is ordered as follows:

9 The preliminary pretrial conference of May 4, 2009, is continued to

10 **June 1, 2009 at 11 a.m.** The parties shall file a Preliminary Pretrial Statement on or before  
11 **May 22, 2009.**

12 Dated: April 28, 2009

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15 JAMES WARE  
16 UNITED STATES DISTRICT JUDGE  
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