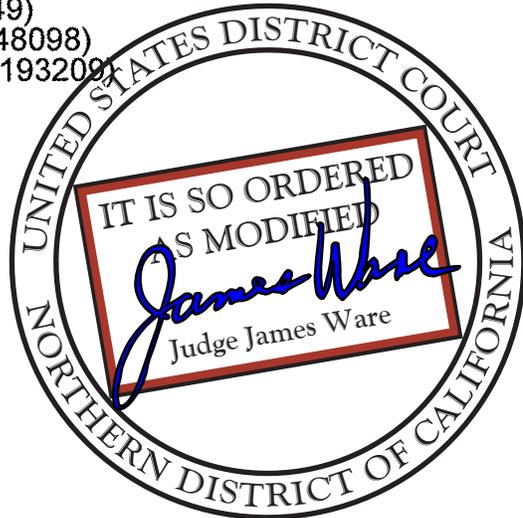


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Attorneys for Plaintiff, EMILY BRIGGS

19 UNITED STATES DISTRICT COURT
 20 NORTHERN DISTRICT OF CALIFORNIA
 21 SAN JOSE DIVISION

22 EMILY BRIGGS,
 23
 24 Plaintiff,
 25
 26 v.
 27
 28 CITY OF SAN JOSE,
 Defendant.

Case Number: C07-04512 JW

**ORDER CONTINUING HEARING ON
 SETTLEMENT**

29 Pursuant to the Court's April 28, 2010 Order Continuing Order to Show Cause
 30 Hearing, the parties hereby submit the following Joint Status Statement. As this Court is
 31 aware, the above-captioned action is a case in which Plaintiff is asserting that the City of
 32 San Jose discriminated against her on the basis of age and disability. The City denies
 33 these allegations.

1 Over the past few months, the parties engaged in settlement discussions with
2 Magistrate Trumbull. On or about April 14, 2010, the parties reached a settlement
3 agreement which included a resolution of Plaintiff's workers' compensation claims as well
4 as the above-captioned action. The parties placed their agreement on the record on April
5 14, 2010. Since the April 14 appearance before Magistrate Trumbull, the Workers'
6 Compensation Court has approved the settlement and the City of San Jose has forwarded
7 settlement documents to Plaintiff for her review and signature in the federal action.

8 In light of the current status of this case, the parties jointly request a 30 day
9 continuance of the Status Conference to allow them an opportunity to take the necessary
10 steps to have this matter finalized. Should a settlement be finalized prior to the continued
11 Status Conference, the parties ask that this matter be dismissed at that time and that any
12 Status Conference or be taken off calendar.

13
14 Respectfully submitted,

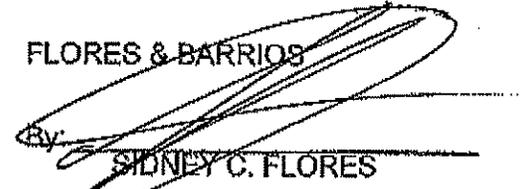
15 RICHARD DOYLE, City Attorney

16 By: 

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18 Attorney for Defendant CITY OF SAN JOSE

19 FLORES & BARRIOS

20
21 By: 

SIDNEY C. FLORES

22 Attorneys for Plaintiff EMILY BRIGGS

16 Dated: May 5, 2010

21 Dated: May 5, 2010

24 *** ORDER ***

25 In light of the parties' representation, the Court continues the May 17, 2010 hearing to
26 **June 21, 2010 at 9 a.m.** On or before **June 11, 2010**, the parties shall either file a
27 Stipulated Dismissal or a Joint Statement updating the Court on the status of their
settlement efforts.

28 Dated: May 11, 2010


JAMES WARE

United States District Judge