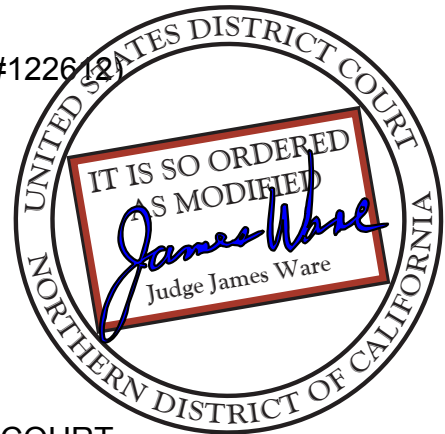


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10 Attorneys for Defendant
 11 CITY OF SAN JOSE



12 UNITED STATES DISTRICT COURT
 13 NORTHERN DISTRICT OF CALIFORNIA
 14 SAN JOSE FACILITY

15 TIMOTHY L. GALL,

16 Plaintiff,

17 v.

18 CITY OF SAN JOSE,

19 Defendant.

20 NO.: C08-00120 JW (PVT)

21 **STIPULATION MODIFYING
 22 SCHEDULING ORDER; AND
 23 [PROPOSED] ORDER**

24 In view of the parties' settlement discussions, taking place during a scheduled
 25 settlement conference on February 3, 2009, and their desire to continue such discussions
 26 without unnecessary expenditures, the parties have agreed to extend deadlines for disclosing
 27 experts and for discovery, and to reschedule Plaintiff's Motion to Compel, currently scheduled
 28 for hearing on March 3, 2009.

Accordingly, the parties hereby stipulate to extending the deadline to disclose experts,
 currently February 23, 2009, to April 27, 2009. The parties also stipulate that the hearing on
 Plaintiff's Motion to Compel, currently scheduled for March 3, 2009, at 10:00, before
 Magistrate Judge Trumbull, shall be rescheduled to March 24, 2009, at 10:00. Other
 deadlines and hearing dates would be rescheduled as follows:

Preliminary Pretrial Conference (currently March 16, 2009) new date: May 18, 2009.

Close of all Discovery (currently April 27, 2009) new date: June 22, 2009.

1 Hearing on Dispositive Motions (currently June 29, 2009) new date: August 24, 2009.

2
3 SO STIPULATED:

4 DATED: February 18, 2009

RICHARD DOYLE, City Attorney

6 By: /s/ Clifford S. Greenberg
7 CLIFFORD S. GREENBERG
8 Senior Deputy City Attorney

9 Attorneys for Defendant
CITY OF SAN JOSE

10 DATED: February 18, 2009

11 By: /s/ Timothy L. Gall
TIMOTHY L. GALL

12 Plaintiff in Pro Se

13
14 I affirm that I have consented to the electronic filing of this document on my behalf.

15 DATED: February 18, 2009

16 By: /s/ Timothy L. Gall
TIMOTHY L. GALL

17 Plaintiff in Pro Se

18
19
20 **ORDER**

21 Good cause appearing:

22 IT IS HEREBY ORDERED THAT Plaintiff's Motion to Compel, currently set for hearing
23 on March 3, 2009, is rescheduled to March 24, 2009, at 10:00 a.m., before Magistrate Judge
24 Trumbull;


25 IT IS ALSO HEREBY ORDERED THAT the Preliminary Pretrial Conference is reset to
26 **May 18, 2009 at 11 a.m.** On or before **May 8, 2009**, the parties shall file their Joint Preliminary
Pretrial Statement.

27 IT IS ALSO HEREBY ORDERED THAT the following deadlines are modified as
28 follows:

1 Deadline to disclose experts in this case is extended to April 27, 2009, and
2 Close of all Discovery is extended to June 22, 2009.

3 Last Day for Hearing on Dispositive Motions is extended to **July 6, 2009 at 9 a.m.**

4
5 DATED: February 26, 2009

6 
7 THE HONORABLE JAMES WARE
8 UNITED STATES DISTRICT COURT
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