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11 Plaintiff in Pro Se



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

16 TIMOTHY L. GALL,
 17 Plaintiff,
 18 v.
 19 CITY OF SAN JOSE,
 20 Defendant.

NO.: C08-00120 JW
**ORDER CONTINUING HEARING
 ORDER TO SHOW CAUSE RE:
 SETTLEMENT**

22 The parties hereby submit this Joint Statement.

23 **1. BACKGROUND.**

24 On September 16, 2009, after the parties had notified the Court about a proposed
 25 settlement, the Court issued an Order requiring the parties to appear on November 16, 2009,
 26 to show cause why this case should not be dismissed. The Court ordered the parties to file
 27 this statement setting forth the status of settlement activities.

1 **2. STATUS.**

2 The parties are in the process of circulating two separate but related agreements
3 concerning settlement of both Plaintiff's Workers Compensation action and the instant Federal
4 action. The agreement related to this action contemplates the filing of a dismissal after the
5 payment of the settlement amount, which will require approximately two weeks to procure,
6 following execution of the settlement documents.

7 Accordingly, while the settlement of this case is still relatively certain, the final actions
8 necessary to implement it are still ongoing. Plaintiff is also seeking the advice of an attorney
9 who is new to the proceedings regarding the language of the settlements. The parties
10 therefore request an additional 30 days to fully implement the settlement.

11 DATED: November 6, 2009

RICHARD DOYLE, City Attorney

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13 By: /s/ Clifford S. Greenberg
 CLIFFORD S. GREENBERG
 Senior Deputy City Attorney

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15 Attorneys for Defendant
CITY OF SAN JOSE

16
17
18 DATED: November 6, 2009

By: /s/ Timothy L. Gall
 TIMOTHY L. GALL
 Plaintiff in Pro Se

19
20 ***** ORDER *****

21 In light of the parties' Joint Statement, the Court finds good cause to continue the hearing on the
22 Order to Show Cause re: Settlement from November 16, 2009 to **December 21, 2009 at 9 a.m.** On or
23 before **December 16, 2009**, the parties shall either file their Stipulated Dismissal or a Joint Statement
24 updating the Court on their settlement efforts.
25

26 Dated: November 12, 2009

27 James Ware
 JAMES WARE
 United States District Judge