

1 Anthony Boskovich, No. 121198
 Boskovich & Appleton
 2 28 N. First Street, 6th Floor
 San Jose, California 95113-1210
 3 policemisconduct@compuserve.com
 4 (408) 286-5150
 5 Attorney for plaintiff GERARDO MONTOYA

Law Offices of Anthony Boskovich 28 North First Street, 6th Floor, San Jose, CA 95113 (408) 286-5150

6
 7
 8 **IN THE DISTRICT COURT OF THE UNITED STATES OF AMERICA**
 9 **NORTHERN DISTRICT OF CALIFORNIA**
 10 **SAN JOSE DIVISION**

12 GERARDO MONTOYA,
 13 *Plaintiff,*
 v.
 14 CITY OF SAN JOSE; ROBERT DAVIS,
 individually and in his capacity as Chief of Police
 15 for the City of San Jose; OFFICER CRUZADO,
 BADGE NO. 3780, a San Jose police officer;
 16 SERGEANT ASATO, BADGE NO. 3047,
 individually and in his capacity as a San Jose
 17 police sergeant; OFFICER T. ROGERS, a San
 Jose police officer; DETECTIVE BARRARAH,
 18 a San Jose police officer; SERGEANT FERLA,
 individually and in his capacity as a San Jose
 19 police sergeant; SERGEANT ZOLO
 DOLEZAR, BADGE NO. 2010, individually and
 20 in his capacity as a San Jose police sergeant;
 SERGEANT DAVE NEWMAN, BADGE NO.
 21 2119, individually and in his capacity as a San
 Jose police sergeant; SEGEANT CRESCINI,
 22 BADGE NO. 2326, individually and in his
 capacity as a San Jose police sergeant;
 23 SERGEANT MARSH COOK, BADGE NO.
 3050, individually and in his capacity as a San Jose
 24 police sergeant; SERGEANT SOLOMON,
 BADGE NO. 3773, individually and in his
 25 capacity as a San Jose police sergeant;
 SERGEANT SHAWNY WILLIAMS,
 26 individually and in her capacity as a San Jose
 police sergeant; SERGEANT GUTIERREZ,
 27 individually and in his capacity as a San Jose

No. CV-08-820 JF
~~PROPOSED~~ SCHEDULING
 ORDER

28 [Proposed] Scheduling Order

1 police sergeant; SERGEANT SHIELDS,
individually and in his capacity as a San Jose
2 police sergeant; DETECTIVE ERIC GRIMES,
BADGE NO. 2690, a San Jose police officer;
3 DETECTIVE TIM URETA, BADGE NO. 2985,
a San Jose police officer; DETECTIVE STAN
4 MCFADDEN, BADGE NO. 3076, a San Jose
police officer; DETECTIVE TOM
5 TIPHAYACHAN, a San Jose police officer;
“BOSS COMMANDER”, BADGE NO. 2301,
6 a San Jose police officer whose true name is
unknown to plaintiff and who may have been a
7 command level officer; OFFICER
NASCIMIENTO, BADGE NO. 3057, a San Jose
8 police officer; OFFICER FINO, BADGE NO.
2118, a San Jose police officer; OFFICER
9 PATRINOS, BADGE NO. 2154, a San Jose
police officer; OFFICER DUNSON, BADGE
10 NO. 2790, a San Jose police officer; OFFICER
MARTINEZ, BADGE NO. 2836, a San Jose
11 police officer; OFFICER WEST, BADGE NO.
2943, a San Jose police officer; OFFICER
12 MOSTO, a San Jose police officer; OFFICER
LIBBY, BADGE NO. 3063, a San Jose police
13 officer; OFFICER WOLOSZEZ, BADGE NO.
3223, a San Jose police officer; OFFICER JOUST,
14 BADGE NO. 3237, a San Jose police officer;
OFFICER KNIGHT, BADGE NO. 3461, a San
15 Jose police officer; OFFICER TRUDO, BADGE
NO. 3451, a San Jose police officer; OFFICER
16 GERBRANDT, BADGE NO. 3533, a San Jose
police officer; OFFICER MORO, BADGE NO.
17 3637, a San Jose police officer; OFFICER
KWONG, BADGE NO. 3200, a San Jose police
18 officer; OFFICER YOUNG, BADGE NO. 3725,
a San Jose police officer; OFFICER ORUM,
19 BADGE NO. 3745, a San Jose police officer;
OFFICER HIGGINS, BADGE NO. 3887, a San
20 Jose police officer; OFFICER CARDIN, BADGE
NO. 3846, a San Jose police officer; OFFICER
21 SANCHEZ, BADGE NO. 7929, a San Jose police
officer; OFFICER DARIO, a San Jose police
22 officer; UNKNOWN OFFICER, BADGE NO.
2050, an Hispanic San Jose police officer with
23 glasses whose name is unknown to plaintiff;
UNKNOWN OFFICER, BADGE NO. 2462, an
24 Hispanic San Jose police officer whose name is
unknown to plaintiff; UNKNOWN OFFICER,
25 BADGE NO. 2629, an African American San Jose
police officer whose name is unknown to plaintiff;
26 JOHN DOE and RICHARD ROE, individually
and in their capacities as police officers for the City
27 of San Jose, the identity and number of whom are

1 unknown to plaintiff; DOES 1 through 200,)
2 *Defendants.*)

3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27

The parties to this action, by and through their attorneys of record, Michael Groves for Defendants and Anthony Boskovich for Plaintiff, hereby stipulate and propose the following scheduling order for this matter:

- Expert Disclosures due: July 15, 2011
- Close of Fact Discovery: July 29, 2011
- Close of Expert Discovery: August 5, 2011
- Last Day for Dispositive Motions: August 12, 2011
- Pretrial Conference: September 2, 2011 at 11:00 A.M.
- Jury Selection: September 9, 2011 at 1:30 P.M.
- Jury Trial (10 days): September 12, 2011

Dated: 3 April 2010

/s/ Anthony Boskovich

Anthony Boskovich
Attorney for Plaintiff

Dated: 7 April 2010

/s/ Michael Groves

Michael Groves
Attorney for Defendants

//
//
//
//
//
//
//

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

IT IS SO ORDERED

Dated: 4/14/10



Judge of the United States District Court