

1 DAVID P. MASTAGNI, ESQ. (SBN 57721)  
 DAVID E. MASTAGNI, ESQ. (SBN 204244)  
 2 JAMES B. CARR, ESQ. (SBN 53274)  
 ISAAC S. STEVENS, ESQ. (SBN 251245)  
 3 **MASTAGNI, HOLSTEDT, AMICK,  
 MILLER & JOHNSEN**  
 4 *A Professional Corporation*  
 1912 "I" Street  
 5 Sacramento, California 95811-3151  
 Telephone: (916) 446-4692  
 6 Facsimile: (916) 447-4614

7 Attorneys for Plaintiffs

8  
 9 IN THE UNITED STATES DISTRICT COURT  
 10 NORTHERN DISTRICT OF CALIFORNIA

11 DANIEL J. MITCHELL, *et al.*, )  
 12 )  
 Plaintiffs, )  
 13 v. )  
 )  
 14 COUNTY OF MONTEREY, )  
 )  
 15 Defendant. )  
 )  
 16 )  
 )  
 17 )  
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 18 \_\_\_\_\_ )

Case No.: 5: 08-01166 JW

**STIPULATION REGARDING  
 SEPARATE STATEMENT IN  
 SUPPORT OF MOTIONS FOR  
 SUMMARY JUDGMENT/SUMMARY  
 ADJUDICATION**

20 WHEREAS, this action involves twenty plaintiffs and the defendant has asserted nineteen  
 21 affirmative defenses;

22 WHEREAS, the parties have conducted thirty depositions and produced thousands of pages of  
 23 documentary evidence during the course of discovery;

24 WHEREAS, the parties believe filing separate statements on undisputed facts will enhance the  
 25 clarity of the parties' moving papers and allow the Court to quickly identify and locate the evidence the  
 26 parties rely on in their motions,

27 NOW, THEREFORE, it is hereby stipulated, between the parties, and each of them, that:they  
 28 request that the court issue an order allowing them to file a separate statement of undisputed facts in

1 support of their motions for summary judgment/summary adjudication, should they deem it necessary,  
2 **IT IS SO STIPULATED.**

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Dated: December 15, 2010

**MASTAGNI, HOLSTEDT, AMICK,  
MILLER & JOHNSEN**

By:           /s/ Isaac S. Stevens            
ISAAC S. STEVENS  
Attorneys for Plaintiffs  
DAN MITCHELL, *et al.*

Dated: December 15, 2010

By:           /s/ William K. Rentz            
WILLIAM K. RENTZ  
Sr. Deputy County Counsel  
Attorney for Defendant  
COUNTY OF MONTEREY

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[~~PROPOSED~~ *James Ware*] ORDER FOR LEAVE TO FILE A SEPARATE STATEMENT

The Court hereby GRANTS the parties leave to file separate statements of undisputed facts in support of their motions for summary judgment/summary adjudication.

IT IS SO ORDERED

Dated: December 16, 2010

*James Ware*  
\_\_\_\_\_  
Hon. James Ware