

1 ANN MILLER RAVEL, County Counsel (S.B. #62139)
 2 DAVID M. ROLLO, Deputy County Counsel (S.B. #111998)
 3 OFFICE OF THE COUNTY COUNSEL
 4 70 West Hedding, East Wing, 9th Floor
 5 San Jose, California 95110-1770
 6 Telephone: (408) 299-5900
 7 Facsimile: (408) 292-7240

5 Attorneys for Defendants
 6 COUNTY OF SANTA CLARA, SANTA
 7 CLARA COUNTY SHERIFF'S
 8 DEPARTMENT, DEPUTY ENG,
 9 DEPUTY ANDERSON AND DEPUTY
 10 ROGERS

9 UNITED STATES DISTRICT COURT
 10 NORTHERN DISTRICT OF CALIFORNIA
 11 (SAN JOSE)

12	NICK MASTERS,)	No. 0802473 PVT
13	Plaintiff,)	STIPULATION AND [XXXXXXXXXXXX] ORDER EXTENDING DEADLINE FOR EARLY NEUTRAL EVALUATION (ENE) (ADR Local Rule 5.5)
14	v.)	
15	COUNTY OF SANTA CLARA, et al.,)	
16	Defendants.)	
17	_____)	

18 COME NOW THE PARTIES who have stipulated to the following request for an Order
 19 extending the deadline by which this matter may be subject to an Early Neutral Evaluation
 20 (hereinafter "ENE") to and including Friday, February 27, 2009.

21 **CASE STATUS/REQUEST**

22 This case was referred to the ENE process on September 2, 2008 following the initial
 23 Case Management Conference. Since that referral, the parties have been exchanging
 24 information in good faith in lieu of formal discovery. Unfortunately, counsel for both sides
 25 have had numerous calendar conflicts with regard to availability for depositions and formal
 26 compliance with all ENE requirements. Counsel agree that the current ENE deadline needs to
 27 be extended to allow for an orderly progression of discovery and preparation for a meaningful
 28 ENE process. This is the first such request in this matter. Counsel do not anticipate that the

