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United States District Court
For the Northern District of California

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

Gary Howard Kidgell,
Plaintiff,
v.
County of Santa Clara, et al.,
Defendants.

NO. C 08-03396 JW

**ORDER CONTINUING PRELIMINARY
PRETRIAL CONFERENCE; SETTING
DEADLINE FOR PLAINTIFF’S COUNSEL
TO COMPLETE APPLICATION FOR
ADMISSION PRO HAC VICE**

Presently before the Court is Plaintiff’s request for a further continuance of the Preliminary Pretrial Conference that is currently set for June 28, 2010.¹

On June 17, 2010, the Court issued an Order Continuing Preliminary Pretrial Conference from June 21 to June 28, 2010 so that Plaintiff could complete the process of securing counsel for this case. (Docket Item No. 95.) In his Request for Further Continuance, Plaintiff represents that he has successfully secured counsel, but that he still requires additional time for his counsel to complete an application for admission pro hac vice. (Request for Further Continuance at 2.) Based on Plaintiff’s representations, the Court finds good cause to provide Plaintiff with one final brief continuance. Accordingly, the Court GRANTS Plaintiff’s Request for Further Continuance and orders as follows:

- (1) On **July 19, 2010 at 11 a.m.**, the parties shall appear for a Preliminary Pretrial Conference. No further extensions of time will be granted for this Conference.

¹ (Plaintiff’s Request for an Extension of the Preliminary Pretrial Conference, hereafter, “Request for Further Continuance,” Docket Item No. 97.)

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- (2) On or before **July 9, 2010**, Plaintiff shall file his Preliminary Pretrial Conference Statement. Since Defendants have already submitted their Statement, it is not necessary for them to submit another Statement jointly with Plaintiff. Plaintiff's Statement shall include, among other things, a proposed trial schedule.
- (3) On or before **July 2, 2010**, Plaintiff's counsel shall complete his application for admission pro hac vice.

The Court finds that any further continuances would cause undue delay and prejudice Defendants. Accordingly, Plaintiff is on notice that this is a final continuance whether or not he secures counsel or his counsel completes the appropriate paper work to be admitted to this Court. It is up to Plaintiff to prosecute his case.

Dated: June 24, 2010



JAMES WARE
United States District Judge

1 **THIS IS TO CERTIFY THAT COPIES OF THIS ORDER HAVE BEEN DELIVERED TO:**

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5 Gary Howard Kidgell
6 228 Spruce Street
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8 **Dated: June 24, 2010**

Richard W. Wieking, Clerk

9 **By: /s/ JW Chambers**
10 **Elizabeth Garcia**
11 **Courtroom Deputy**

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