Reyes et al v. Hore	et al		Doc.	126			
	DDLIGE I GDAON (D. N. 06241)						
1	BRUCE L. SIMON (Bar No. 96241) bsimon@pswplaw.com						
2	WILLIAM J. NEWSOM (Bar No. 267643)						
3							
4	44 Montgomery Street, Suite 2450 San Francisco, California 94104						
5	Telephone: (415) 433-9000 5 Facsimile: (415) 433-9008						
	,						
6	Attorneys for Plaintiff REUBEN JOSEPH REYES						
7	Kamala D. Harris						
8	Attorney General of California						
9	JAY C. RUSSELL Supervising Deputy Attorney General						
10	MICHAEL J. QUINN Deputy Attorney General State Bar No. 209542 455 Golden Gate Avenue, Suite 11000 San Francisco, CA 94102-7004 Telephone: (415) 703-5726 Fax: (415) 703-5843						
12							
13	E-mail: Michael.Quinn@doj.ca.gov	oj.ca.gov					
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15	FISCHER, HARRISON, HOREL, TERRY, CHADWICK, and BERKLER						
16	UNITED STATES DISTRICT COURT						
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	NORTHERN DISTRICT OF CA	DISTRICT OF CALIFORNIA, SAN JUSE DIVISION					
18							
19	REUBEN JOSEPH REYES,	CASE NO. C 08-4561 RMW (PR)					
20	Plaintiff,	STIPULATION AND [] ORDER CONTINUING:					
21	VS.						
22	ROBERT A. HOREL, et al.,	1. DEADLINE TO REPLY TO PLAINTIFF'S OPPOSITION TO					
23	Defendants.	DEFENDANTS' RENEWED MOTION FOR SUMMARY JUDGMENT; AND					
24		2. RELATED DEADLINES					
25		[Civil Local Rules 6-2 and 7-12]					
26		Honorable Ronald M. Whyte					
27							
28							
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	STIPULATION AND [] ORDER CONTINUING OPPOSITION TO DEFENDANTS' RENE		ا علامانا				
		Dockets.J	นรถล.0	iom			

1	1. The following stipulation requests that the deadline for filing a reply to						
2	Plaintiff's Opposition to Defendants' Renewed Motion for Summary Judgment, currently set for						
3	January 17, 2012, be extended by two days to January 19, 2012 , and that all related deadlines be						
4	continued accordingly.						
5							
6	<u>STIPULATION</u>						
7	Pursuant to Civil Local Rules 6-2 and 7-12, Plaintiff Reuben Reyes and Defendant						
8	Horel, Terry, Chadwick, Harrison, Fischer, and Berkler, by and through their respective counsel,						
9	stipulate and request as follows:						
10							
11	1. WHEREAS, on January 10, 2012, Plaintiff filed an Opposition to						
12	Defendants' Renewed Motion for Summary Judgment (Docket No. 120), setting the deadline for a						
13	reply to the opposition as January 17, 2012, per local rule 7-3(c);						
14							
15	2. WHEREAS, counsel for Defendants is in the process of preparing a reply to						
16	the opposition, but requires several additional days in order to respond to the lengthy opposition,						
17	which consists of 25 pages of text and several declarations;						
18							
19	3. WHEREAS, with respect to Civil L.R. 6-2(a)(1), the parties have conferred						
20	regarding particular reasons an extension of the deadline is mutually-agreeable, including that						
21	Defendants are in the process of preparing the reply but require a short extension of time to						
22	complete it;						
23							
24	4. WHEREAS, with respect to Civil L.R. 6-2(a)(2), the previous time						
25	modifications in this action include: a) Defendants' motion to change time for filing a dispositive						
26	motion, which was granted by this Court on April 15, 2009 (Docket No. 21); b) a second motion						
27	to change time filed by Defendants in order to enable Defendant Chadwick to join Defendants						
28	Horel, Berkler, Harrison, and Fischer's Motion for Summary Judgment, granted by this Court on						
	9250011						

1	August 25, 2009 (Docket No. 65).); c) a Stipulation and [Proposed] Order Continuing: 1. Non-					
2	Expert Discovery Cut-Off; and 2. Related Deadlines (Docket No. 104), filed May 27, 2011; d) a					
3	Stipulation and [Proposed] Order Continuing: 1. Non-Expert Discovery Cut-Off; and 2. Related					
4	Deadlines (Docket No. 105), filed June 30, 2011; e) a Stipulation and [Proposed] Order					
5	Continuing: 1. Non-Expert Discovery Cut-Off; and 2. Related Deadlines (Docket No. 110), filed					
6	October 12, 2011; Stipulation and [Proposed] Order Continuing Deadline to Respond to					
7	Defendants' Renewed Motion for Summary Judgment (Docket No. 119); and					
8						
9	5. WHEREAS, with respect to Civil L.R. 6-2(a)(3), a two day continuance of					
10	the deadline to complete the reply to Plaintiff's Opposition to Defendants' Renewed Motion for					
11	Summary Judgment and related deadlines will not at this stage have a significant effect on the					
12	overall schedule for this case;					
13						
14	NOW, THEREFORE, IT IS HEREBY STIPULATED AND REQUESTED that the					
15	Court continue the deadline to reply to Plaintiff's Opposition to Defendants' Renewed Motion for					
16	Summary Judgment to January 19, 2012 , and continue all related deadlines accordingly.					
17						
18	E-FILING ATTESTATION					
19						
20	By his signature below, and pursuant to General Order 45, counsel for Defendants					
21	attests that counsel for all parties whose electronic signatures appear below have concurred in the					
22	filing of this Stipulation.					
23						
24	Dated: January 13, 2012 By: <u>/s/ William J. Newsom</u> PEARSON, SIMON, WARSHAW & PENNY, LLP					
25	Attorneys for Plaintiff REUBEN JOSEPH REYES					
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STIPULATION AND [] ORDER CONTINUING DEADLINE TO REPLY TO PLAINTIFF'S
OPPOSITION TO DEFENDANTS' RENEWED MOTION FOR SUMMARY JUDGMENT

1	Dated:	January 13, 2012	By:	/s/ Michael J. Quinn Deputy Attorney General
2				
3				Attorneys for Defendants FISCHER, HARRISON, HOREL, TERRY, CHADWICK, and BERKLER
4				
5				<u>ORDER</u>
6				
7		PURSUANT TO STIPULATIO)N, II	IS SO ORDERED.
8				TI IS SO ORDERED
9	Dated:			Judge der H. Kom
10	Butca.			The Honorable Ronald M. Whyte United States District Court Judge
11				Office States District Court stage
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