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E-FILED - 3/5/09

UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

RUSSELL COLE, et al., Plaintiffs, vs. **CITY OF SUNNYVALE,** et al., Defendants.	Case No. C-08-05017 ~~PVT~~ RMW MOTION FOR ORDER GRANTING LEAVE TO PLAINTIFFS TO FILE SECOND AMENDED COMPLAINT BASED STIPULATION OF PARTIES Complaint Filed: November 4, 2008

Pursuant to Federal Rule of Civil Procedure 15(a)(2), the undersigned hereby consent and stipulate to an order granting plaintiffs leave to file a Second Amended Complaint, a true and correct copy of which is attached hereto. Each of the defendants shall have 20 days from when the Court signs this order to respond to the Second Amended Complaint.

Pursuant to Civil L.R. 6-1, 7-12, and 15, this grant of additional time to respond to

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the Second Amended Complaint shall not alter any current Court deadlines or dates.

SO STIPULATED AND CONSENTED.

DATED: 02/09/09 **THE LAW FIRM OF KALLIS & ASSOCIATES, P.C.**

By: /S/
M. JEFFERY KALLIS, Attorneys for Plaintiffs

BUSTAMANTE, O'HARA & GAGLIASSO, PC

By: /S/ Andrew V. Stearns
ANDREW V. STEARNS
IGNASCIO G. CAMARENA II
STEVEN M. BERKI, Attorneys for Plaintiffs

DATED: 02/~~09~~13/09 BERTRAND, FOX & ELLIOT

By: /S/
GEORGE M. FOX, attorneys for Defendants

SO ORDERED, PURSUANT TO STIPULATION OF THE PARTIES.

DATED: 3/5/09 Ronald M. Whyte
United States District Court, Judge
Northern District of California