

1 Anthony Boskovich, No. 121198
 2 Boskovich & Appleton
 28 N. First Street, 6th Floor
 San Jose, California 95113-1210
 3
 4 (408) 286-5150
 5 Attorney for plaintiff JONATHAN KNOTTTS

Law Offices of Anthony Boskovich 28 North First Street, 6th Floor, San Jose, CA 95113 (408) 286-5150

6
 7
 8 **IN THE DISTRICT COURT OF THE UNITED STATES OF AMERICA**
 9 **NORTHERN DISTRICT OF CALIFORNIA**
 10 **SAN JOSE DIVISION**

12 JONATHAN KNOTTTS,
 13 *Plaintiff,*
 v.
 14 RAY CARREIRA, a Santa Clara police officer;
 STEVEN ERNST, a Santa Clara police officer;
 15 JOHN DOE AND RICHARD ROE, Santa Clara
 police officers, the identities and exact number of
 16 whom unknown to Plaintiff at this time; CITY OF
 SANTA CLARA; DOES 1 through 25,
 17 *Defendants.*

No. CV 09-04851 JF
 STIPULATION AND
~~PROPOSED~~ ORDER
 CONTINUING DATES

18
 19 The parties to this action, by and through their attorneys of record, Michael Serverian for
 20 Defendants and Anthony Boskovich for Plaintiff, hereby stipulate as follows:

21 This case is currently set for trial on February 28, 2011, and defendants' motion for summary
 22 judgment is currently set for 28 January 2011. The parties have been attempting to set the
 23 depositions of two witnesses, defendant Ernst and percipient witness Charles Sisson. Although
 24 Officer Ernst's deposition had to be continued due to an emergency motion that plaintiff's counsel
 25 was required to file in family court, Mr. Sisson failed to either respond to telephone calls or appear
 26 for his deposition despite having been personally served with a subpoena. Plaintiff contends that Mr.

1 | Sisson's testimony is critical for his opposition to the motion, and it now appears that a comparison
2 | of counsels' calendars as well as witness availability dictates that the depositions will have to take
3 | place in mid-January 2011. Given the above, the parties request the court grant this short first
4 | continuance in this matter.

5 | The current trial and pretrial dates are as follows:

6 |

7 Fact Discovery Cutoff:	November 19, 2010
8 Designation of Experts	December 10, 2010
9 Designation of Rebuttal Experts	December 24, 2010
10 Expert Discovery Cutoff	January 7, 2011
11 Last day for Hearing of Non-Dispositive Motions	January 7, 2011
12 Hearing on Motion for Summary Judgment	January 28, 2011
13 Further Case Management Conference	January 28, 2011 at 9:00 A.M.
14 Final Pretrial Conference	February 15, 2011
15 Jury Trial	February 28, 2011

16 |

17 | The parties propose the following dates:

18 |

19 Fact Discovery Cutoff:	March 11, 2011
20 Designation of Experts	April 1, 2011
21 Designation of Rebuttal Experts	April 15, 2011
22 Expert Discovery Cutoff	April 29, 2011
23 Last day for Hearing of Non-Dispositive Motions	April 29, 2011
24 Hearing on Motion for Summary Judgment	May 20, 2011
25 Further Case Management Conference	May 20, 2011 at 9:00 A.M.
26 Final Pretrial Conference	July 5, 2011 July 8, 2011

Law Offices of Anthony Boskovich 28 North First Street, 6th Floor, San Jose, CA 95113 (408) 286-5150

Jury Selection

July 15, 2011

Jury Trial

July 18, 2011

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Dated: 13 December 2010

/s/ Anthony Boskovich

Anthony Boskovich
Attorney for plaintiff

Dated: 13 December 2010

/s/ Michael Serverian

Michael Serverian
Attorney for defendants

IT IS SO ORDERED

Dated: 1/12/11 ~~2010~~



Judge of the United States District Court