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8 UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 9 SAN JOSE DIVISION

10 RAMON OBAS,
 11 Plaintiff,
 12 v.
 13 COUNTY OF MONTEREY; CONAN
 14 HICKEY; CHARLES R. WEST; RICHARD
 RODRIGUEZ; JOHN JEFFERSON;
 15 MICHAEL MUSCUTT; and DOES 1-50,
 inclusive.
 16 Defendants.

CASE NO.: C 09-5540-PVT

**STIPULATION AND ORDER TO
 CONTINUE ENE DEADLINE**

Action filed: November 23, 2009

Trial date: July 18, 2011

STIPULATION

The Parties hereby stipulate as follows:

1. Plaintiff and Defendant County of Monterey (“Monterey”) (Plaintiff and Monterey are hereafter referred to as the “original parties”) stipulated to participate in an Early Neutral Evaluation (“ENE”) by June 7, 2010, and the Court entered an order on the stipulation. The Court thereafter assigned evaluator Louis A. Leone, Esq.

2. The original parties held a telephone conference with Mr. Leone on April 8, 2010, and discussed the fact that Plaintiff would be amending the complaint to add additional parties. It was further discussed that there was a possibility that not all of the new parties would be served and appear in time for them to participate in the ENE by the June 7, 2010 deadline.

3. As of the date of this stipulation, all of the defendants have been served; however, the responsive pleadings of the new defendants are not due until after June 6, 2010.

1 4. The original parties believe that an ENE would be far more effective if it were
2 conducted after all parties appear in this action, and after a certain amount of discovery is
3 conducted. Therefore, for good cause, the original parties hereby request a continuance of the
4 ENE deadline until early August 2010.

5 5. Mr. Leone has been notified of the original parties' request to continue the ENE
6 deadline, and he is agreeable to the continuance. Due to a scheduled trial, Mr. Leone will be
7 unavailable to conduct the ENE from June 11, 2010 until the early part of August 2010.

8 **So stipulated.**

9 Dated: May 17, 2010

LAW OFFICE OF JOSEPH S. MAY

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11 _____
12 Joseph S. May, Attorney for Plaintiff,
Ramon Obas

13 **So stipulated.**

14 Dated: May 17, 2010

OFFICE OF THE COUNTY COUNSEL,
COUNTY OF MONTEREY

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16 _____
17 By: William M. Litt, Attorney for Defendant

18 Pursuant to General Order 45, §X(B), the filer of
19 this document attests that he has received the
20 concurrence of this signatory to file this document.

21 **ORDER**

22 It is HEREBY ORDERED that the deadline for the Parties to complete an Early Neutral
23 Evaluation in this matter is August 31, 2010.

24 DATED: May 20, 2010

25 
26 PATRICIA V. TRUMBULL
27 United States Magistrate Judge