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 12 UNITED STATES DISTRICT COURT
 13 NORTHERN DISTRICT OF CALIFORNIA
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| <p>15 SHAUN KINNEY,</p> <p>16 Plaintiff,</p> <p>17 v.</p> <p>18 CITY OF SANTA CLARA, a California Municipal Corporation,</p> <p>19 Defendant.</p> <p>20</p> | <p>) No. 5:10-cv-00162 LHK</p> <p>)</p> <p>) JOINT NOTICE OF TENTATIVE</p> <p>) SETTLEMENT AGREEMENT</p> <p>) [L.R. 16-8, ADR L.R. 6-13]</p> <p>) and ORDER CONTINUING CASE</p> <p>) MANAGEMENT CONFERENCE</p> <p>)</p> <p>)</p> |
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21 The parties reached a tentative settlement agreement at their previously scheduled August
 22 26, 2010 meeting with Mediator Richard D. Warren. ~~A true and correct copy of the Settlement~~
 23 ~~Agreement is attached and filed herewith.~~ The Settlement Agreement provides a maximum of
 24 seventy (70) days from August 26, 2010 for the Defendant's governing body to approve the
 25 settlement, remit payment and for Plaintiff to file a Notice of Dismissal under Rule 41. The parties
 26 therefore request the Court to vacate the Case Management Conference currently set for September
 27 3, 2010, all discovery cutoff dates and other deadlines associated with the case. The parties further
 28 request that the Court order the parties to submit a Status Report on November 9, 2010 in the event

1 that the parties have not filed a stipulation for dismissal by that time.

2 Dated: August 30, 2010

Respectfully Submitted,

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WEINBERG, ROGER & ROSENFELD
A Professional Corporation

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By: /s/ Matthew J. Gauger
MATTHEW J. GAUGER
GARY P. PROVENCHER
Attorneys for Plaintiff

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8 Dated: August 30, 2010

RANKIN, LANDSNESS, LAHDE,
SERVERIAN & STOCK

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By: /s/ Michael C. Serverian
MICHAEL C. SERVERIAN
Attorneys for Defendant

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ORDER

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Pursuant to the parties' notice of tentative settlement -- the settlement agreement was not attached -- the Case Management Conference currently set for September 3, 2010 is vacated. All discovery cutoff dates and other deadline are also vacated. A further Case Management Conference is set for Wednesday, November 24, 2010 at 2 p.m. The parties shall file a stipulation of dismissal and request to vacate the November 24, 2010 Case Management Conference by November 17, 2010.

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IT IS SO ORDERED.

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20 Dated: August 31, 2010


LUCY H. KOH
United States District Judge

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