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

11
 12 **CAROLYN ANN MITCHELL,**
 13 Plaintiff,
 14 v.
 15 **RICHARD ROCHA,**
 16 Defendant.
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Case No. C-10-03424-JW
**STIPULATION REQUESTING
 EXTENSION OF TIME TO COMPLETE
 EARLY NEUTRAL EVALUATION;
 [PROPOSED] ORDER**

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 19 WHEREAS on February 10, 2011, this Court ordered that Early Neutral Evaluation (ENE)
 20 be completed within 90 days, that is, by May 11, 2011;
 21 AND WHEREAS, counsel and the appointed evaluator met on March 28, 2011, and agreed
 22 to conduct the ENE on May 8, 9 or 10, 2011, contingent upon the availability of the parties;
 23 AND WHEREAS defendant Rocha is not available for ENE the first two weeks of May
 24 2011 due to a family vacation;
 25 AND WHEREAS the plaintiff's attorney is not available for ENE in April 2011 due to trial
 26 commitments;
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WHEREFOR the parties respectfully request that the court order that the deadline to complete ENE be extended to June 24, 2011.

Dated: April 8, 2011

/s/ KATE WELLS
KATE WELLS
Attorney for Plaintiff

Dated: April 8, 2011

/s/ HARRY T. GOWER, III
HARRY T. GOWER, III
Attorney for Defendant

~~[PROPOSED]~~ ORDER

Pursuant to the Stipulation above, the deadline to complete Early Neutral Evaluation in this case is extended to June 24, 2011.

IT IS SO ORDERED.

Dated: April 22, 2011

James Whise
UNITED STATES DISTRICT COURT JUDGE

20430456