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17 UNITED STATES DISTRICT COURT
 18 NORTHERN DISTRICT OF CALIFORNIA
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20 FRANCISCO J. MEDINA,
 Plaintiff,
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 v.
 22 DR. CLAIRE WILLIAMS, et. al.,
 Defendants.
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CASE NO. C 10-03610 RMW

**STIPULATION AND ~~PROPOSED~~ ORDER
 EXTENDING DATE TO SUBMIT
 PLAINTIFF'S REPLY REGARDING
 DEFENDANTS' SUPPLEMENTAL
 MOTION FOR SUMMARY JUDGMENT
 AND SUPPORTING DECLARATION OF
 DEFENDANT SAYRE**

Trial Date: March 17, 2014
 Judge: Honorable Ronald M. Whyte

1 **WHEREAS**, an initial Federal Rule of Civil Procedure Rule 26(f) Case Management
2 Conference was held on January 25, 2013;

3 **WHEREAS**, at this conference the Honorable Ronald M. Whyte requested
4 supplemental summary judgment briefing from the parties regarding the issue of Defendant
5 Sayre's status as a party to this suit;

6 **WHEREAS**, Plaintiff timely submitted his Supplemental Memorandum of Points and
7 Authorities in Opposition to Defendants' Motion for Summary Judgment on February 22,
8 2013;

9 **WHEREAS**, Defendants timely submitted their Supplemental Memorandum of Points
10 and Authorities in Support of Defendants' Motion for Summary Judgment and an
11 accompanying Declaration of Defendant Sayre on March 15, 2013;

12 **WHEREAS**, in light of the additional declaration from Defendant Sayre, Plaintiff
13 requested the Court's permission to file a response to Defendants' Supplemental Memorandum
14 or to file a Motion to Strike the supplemental declaration;

15 **WHEREAS**, on March 25, 2013, Judge Whyte granted Plaintiff's request to file a
16 supplemental memorandum addressing Defendant Sayre's declaration, to be filed on or before
17 April 25, 2013;

18 **WHEREAS**, in preparing this response, Plaintiffs' counsel anticipates including a
19 declaration from Plaintiff, who is housed in Corcoran State Prison;

20 **WHEREAS**, Plaintiff is currently not permitted to place telephone calls or access a
21 computer, and can communicate with Plaintiff's counsel only through handwritten letters;

22 **WHEREAS**, there exists a significant time lag in communications between Plaintiff
23 and Plaintiff's counsel, creating a delay in exchanging communications regarding Plaintiff's
24 supplemental memorandum and in obtaining supporting papers;

25 **THEREFORE, THE PARTIES, BY AND THROUGH THEIR ATTORNEYS OF**
26 **RECORD, HEREBY STIPULATE AND AGREE AS FOLLOWS:**

27 Plaintiff's supplemental briefing shall be filed on or before May 16, 2013, or a
28 subsequent date convenient to the Court.


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It is so stipulated.

Dated: April 17¹⁸, 2013

Respectfully submitted,

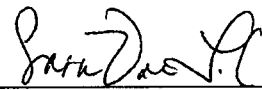
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By 
Evangeline A.Z. Burbidge
Attorneys for Plaintiff
FRANCISCO J. MEDINA

Dated: April 17¹⁸, 2013

Respectfully submitted,

KAMALA D. HARRIS
Attorney General of California

By 
Sara D. Van Loh
Attorneys for Defendants
C. WILLIAMS AND M. SAYRE

~~PROPOSED~~ ORDER

Having considered the parties' stipulation, and good cause appearing therefrom,
the Court orders as follows:

The parties' stipulation permitting Plaintiff to submit his supplemental
memorandum on or before May 16, 2013 is hereby GRANTED.

IT IS SO ORDERED.

Dated: _____

Ronald M. Whyte

Hon. Ronald M. Whyte
United States District Court Judge

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