

1 MIGUEL MÁRQUEZ, County Counsel (S.B. #184621)  
 2 MARK F. BERNAL, Deputy County Counsel (S.B. #173923)  
 3 OFFICE OF THE COUNTY COUNSEL  
 4 70 West Hedding, East Wing, 9<sup>th</sup> Floor  
 5 San Jose, California 95110-1770  
 6 Telephone: (408) 299-5900  
 7 Facsimile: (408) 292-7240

8 Attorneys for Defendant  
 9 COUNTY OF SANTA CLARA

10 UNITED STATES DISTRICT COURT  
 11 NORTHERN DISTRICT OF CALIFORNIA

11	EDWIN D. MORGAN	)	No. CV11-00128 EJD
12	Plaintiff,	)	<b>STIPULATION AND ORDER TO EXTEND MEDIATION DEADLINE</b>
13	v.	)	
14	COUNTY OF SANTA CLARA	)	
15	Defendant.	)	
16	_____	)	

17 Pursuant to Alternative Dispute Resolution Local Rule 6-5, Plaintiff and Defendants, by  
 18 and through their attorneys of record, hereby stipulate as follows:

19 WHEREAS, the parties in the above-captioned matter are currently ordered to participate  
 20 in mediation with H. Jay Folberg acting as the court-appointed mediator; and,

21 WHEREAS, Mr. Folberg and the parties participated in a pre-mediation telephone  
 22 conference on June 13, 2011, wherein it was agreed that the current status of Plaintiff's medical  
 23 condition and of Defendant's efforts to obtain and produce certain documentation warrant a  
 24 delay in the commencement of mediation to allow the parties to properly evaluate this matter  
 25 and meaningfully participate in mediation; and,

26 WHEREAS, Mr. Folberg and the parties agreed in the pre-mediation telephone conference  
 27 to conduct the mediation on September 16, 2011; and,

28 //

1 WHEREAS, the delay in commencing mediation will not cause any undue prejudice or  
2 delay because the Initial Case Management Conference is not scheduled to take place until  
3 October 7, 2011.

4 THEREFORE, the parties hereby agree and stipulate that the deadline to conduct  
5 mediation shall be extended to September 16, 2011.

6 IT IS SO STIPULATED.

7 Dated: June 29, 2011

Respectfully submitted,

MIGUEL MÁRQUEZ  
County Counsel

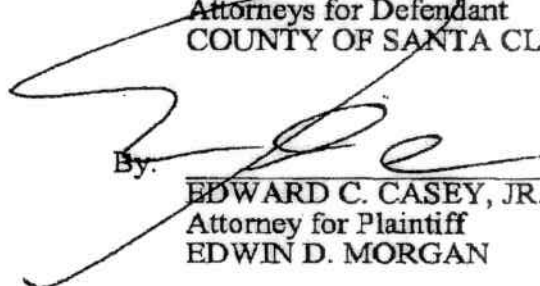
By:



MARK F. BERNAL  
Deputy County Counsel  
Attorneys for Defendant  
COUNTY OF SANTA CLARA

14 Dated: June 28, 2011

By:



EDWARD C. CASEY, JR.  
Attorney for Plaintiff  
EDWIN D. MORGAN

~~PROPOSED~~ ORDER

18 Having read and considered the above Stipulation, and good cause appearing therefore, it  
19 is hereby ordered that the deadline to conduct the mediation in the above-captioned matter shall  
20 be September 16, 2011.

21 IT IS SO ORDERED.

23 Dated: June 30, 2011

  
Honorable Edward J. Davila