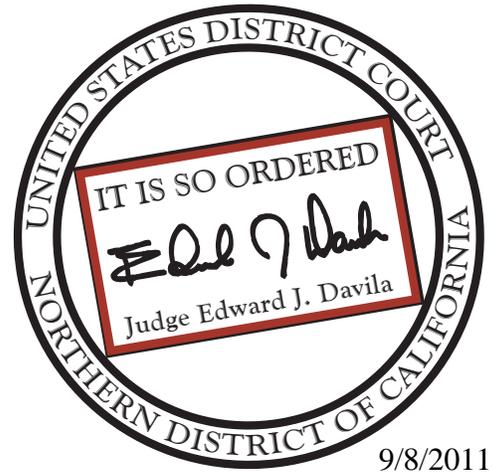


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9/8/2011

11 Attorney for Defendants,
 12 CITY OF SAN JOSE, RICK YU, NATHAN TRANG and JARROD NUNES

13 UNITED STATES DISTRICT COURT
 14 NORTHERN DISTRICT OF CALIFORNIA
 15 SAN JOSE DIVISION

16 CHARLES DIEHL,
 17
 18 Plaintiff,
 19
 20 v.
 21 RICK YUU, NATHAN TRANG, SERGEANT
 22 JARROD NUNES, et al.,
 23
 24 Defendants.

NO. CV11-03777 EJD

**STIPULATION RE: EXTENSION
 OF TIME TO RESPOND TO
 COMPLAINT**

25 The undersigned, on behalf of their respective clients, herewith stipulate and agree
 26 to the following:

- 27 1. The City of San Jose (the "City) is the only defendant named herein that has
 28 been served at this time;
- 29 2. Plaintiff has agreed to a thirty-day extension of time for the City to respond to
 the Plaintiff's complaint, whether it be by motion or answer, pursuant to which the City's
 response to the complaint is now due on October 7, 2011; and,
- 30 3. This extension will not alter the date of any event or any deadline already
 fixed by court order, as the initial case management conference in this matter is scheduled
 for November 18, 2011.

//

1 Dated: September 7, 2011

BOSKOVICH & APPLETON

2
3 /s/ Anthony Boskovich
4 ANTHONY BOSKOVICH
5 Attorney at Law

6
7 Attorney for Plaintiff,
8 CHARLES DIEHL

9 Dated: September 7, 2011

RICHARD DOYLE, City Attorney

10 By: /s/ Steven B. Dippell
11 STEVEN B. DIPPELL
12 Sr. Deputy City Attorney

13 Attorney for Defendant,
14 CITY OF SAN JOSE

15 ATTESTMENT OF CONCURRENCE PER GENERAL ORDER 45 FOR FILING:

16 I attest that concurrence in the filing of this document by the signatories, Steven B.
17 Dippell and Anthony Boskovich, has been obtained, and that a record of the concurrence
18 shall be maintained at the Office of the City Attorney.

19 Dated: September 7, 2011

20 By: /s/ Steven B. Dippell
21 STEVEN B. DIPPELL