

1 NIALL P. McCARTHY (SBN 160175)  
 nmccarthy@cpmlegal.com  
 2 PETE McCLOSKEY, JR. (SBN 24541)  
 pmccloskey@cpmlegal.com  
 3 EMANUEL B. TOWNSEND (SBN 305373)  
 etownsend@cpmlegal.com  
 4 **COTCHETT, PITRE & McCARTHY, LLP**  
 San Francisco Airport Office Center  
 5 840 Malcolm Road  
 Burlingame, CA 94010  
 6 Telephone: (650) 697-6000  
 Facsimile: (650) 697-0577

7 Attorneys for Plaintiffs

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

11 **DOUGLAS WAYNE ROSS, JR., NICOLE**  
 12 **ROSS**, and **NEVILLE ROSS**, individually and  
 13 as Successors-In-Interest to **DOUGLAS**  
**WAYNE ROSS, SR.**, decedent,

14 Plaintiffs,

15 v.

16 **THE UNITED STATES OF AMERICA**, a  
 17 government entity,

18 Defendant.

CASE NO. 5:17-cv-02775-EJD

**STIPULATION AND ~~PROPOSED~~**  
**ORDER REGARDING**  
**ADMINISTRATIVE MOTION TO**  
**CONSIDER WHETHER CASES**  
**SHOULD BE RELATED**

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1 The parties, through their counsel of record, HEREBY STIPULATE AND REQUEST that  
2 Ross v. The United States of America, Case No. 5:17-cv-02775-EJD and Ross v. The United States  
3 of America, Case No. 5:17-cv-06870-HRL be deemed related and assigned to the Hon. Edward J.  
4 Davila, who currently presides over the lowest numbered case.

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6 **IT IS SO STIPULATED.**

7 Respectfully submitted,  
8 **COTCHETT, PITRE & McCARTHY LLP**

9 /s/ Emanuel B. Townsend

10 Dated: November 30, 2017

11 By:

12 **NIALL P. McCARTHY**  
13 **PETE McCLOSKEY, JR.**  
14 **EMANUEL B. TOWNSEND<sup>1</sup>**  
15 Attorneys for Plaintiffs

16 Dated: November 30, 2017

17 **BRIAN J. STRETCH**  
18 **United States Attorney**

19 /s/ Claire T. Cormier

20 By:

21 **CLAIRE T. CORMIER**  
22 Assistant United States Attorney

23 **[PROPOSED] ORDER**

24 **IT IS SO ORDERED.**

25 Dated: December 7, 2017

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27 **EDWARD J. DAVILA**  
28 **UNITED STATES DISTRICT JUDGE**

<sup>1</sup> I, Emanuel B. Townsend, hereby attest that I have been authorized to submit the electronic signatures indicated by a "conformed" signature (/s/) within this e-filed document.