

Donald E.J. Kilmer, Jr., (SBN: 179986)
Law Offices of Donald Kilmer
A Professional Corporation
1645 Willow Street, Suite 150
San Jose, California 95125
Voice: (408) 264-8489
Facsimile: (408) 264-8487
EMail: Don@DKLawOffice.com

Jason A. Davis (SBN: 224250)
Davis & Associates
30021 Tomas Street, Suite 300
Rancho Santa Margarita, CA 92688
Voice: (949) 310-0817
Facsimile: (949) 288-6894
EMail: Jason@CalGunLawyers.com

Attorneys for Plaintiffs

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

JOHN TEIXEIRA, STEVE
NOBRIGA, GARY GAMAZA,
CALGUNS FOUNDATION (CGF),
INC., SECOND AMENDMENT
FOUNDATION (SAF), INC., and
CALIFORNIA ASSOCIATION OF
FEDERAL FIREARMS LICENSEES
(Cal-FFL),

Plaintiffs,

vs.

COUNTY OF ALAMEDA, ALAMEDA
BOARD OF SUPERVISORS (as a
policy making body), WILMA CHAN
in her official capacity, NATE MILEY
in his official capacity, and KEITH
CARSON in his official capacity.

Defendants.

CASE NO.: 3:12-CV-03288 SI

STIPULATION AND ORDER
RE: CONTINUANCE LAW/MOTION
AND CASE MANAGEMENT

**Current Hearing: Oct. 18, 2012
11:00 a.m.**

**Proposed Hearing: Dec. 20, 2012
11:00 a.m.**

**Current CMC: Nov. 2, 2012
2:30 p.m.**

**Proposed CMC: TBA after
Dec. 20, 2012**

1 The parties, by and through counsel, stipulate as follows:

2 1. The parties have been engaged in self-directed alternative dispute resolution
3 since service of this suit.

4 2. The parties have reached an impasse.

5 3. On September 27, 2012, the Defendants filed a motion to Motion to Dismiss
6 (Doc #13) with a hearing currently set for October 18, 2012.

7 4. Plaintiffs intend to file their own Motion for a Preliminary Injunction.

8 5. The parties stipulate to the following adjustment of the due dates for filing
9 and service of documents relevant to these motions:

10 a. The hearing on Defendants' Motion to Dismiss shall be reset to
11 December 20, 2012 at 11:00 a.m.

12 i. Plaintiffs' Opposition Memorandum and any supporting
13 documents shall be filed and served on or before November 15,
14 2012.

15 ii. Defendants' Reply Memorandum shall be filed and served on or
16 before December 3, 2012.

17 b. The hearing on Plaintiffs' Motion for a Preliminary Injunction shall be
18 calendared on December 20, 2012 at 11:00 a.m.

19 i. Plaintiffs' Motion, Memorandum of Points and Authorities and
20 any supporting documents shall be filed and served on or before
21 November 1, 2012.

22 ii. Defendants' Opposition Memorandum shall be filed and served
23 on or before November 26, 2012

24 iii. Plaintiffs' Reply Memorandum shall be due on or before
25 December 6, 2012.

26 6. There is also a Case Management Conference in this matter currently set for
27 November 2, 2012 at 2:30 p.m.

28 ////

7. The Parties stipulate that this Case Management Conference shall go off calendar, to be reset by the Court after disposition of the parties' motions.

SO STIPULATED.

Date: October 2, 2012

Date: October 2, 2012

/s/ Donald Kilmer

/s/ Mary Ellyn Gormley

For Plaintiffs

For Defendants

**ATTESTATION FOR COMPLIANCE WITH
GENERAL ORDER 45 AND LOCAL RULE VIII.B.**

I, Donald Kilmer, declare under penalty of perjury under the laws of California and the United States that I have in my possession e-mail correspondence from Mary Ellyn Gormley that the content of this document is acceptable to all persons required to sign the document. I declare that this document was signed in San Jose, CA on October 2, 2012.

/s/ Donald Kilmer
Donald Kilmer
Attorney for Plaintiffs

ORDER

Good cause appearing, the court makes the following orders:

1. The hearing on Defendants' Motion to Dismiss shall be reset from October 18, 2012 to December 20, 2012 at 11:00 a.m.
 - a. Plaintiffs' Opposition Memorandum and any supporting documents shall be filed and served on or before November 15, 2012.
 - b. Defendants' Reply Memorandum shall be filed and served on or before December 3, 2012.
2. A hearing on Plaintiffs' Motion for a Preliminary Injunction shall be calendared on December 20, 2012 at 11:00 a.m.
 - a. Plaintiffs' Motion, Memorandum of Points and Authorities and any supporting documents shall be filed and served on or before November 1, 2012.

b. Defendants' Opposition Memorandum shall be filed and served on or before November 26, 2012

c. Plaintiffs' Reply Memorandum shall be due on or before December 6, 2012.

3. The Case Management Conference current set for November 2, 2012 is vacated. The Court will issue a new Case Management Conference date along with the disposition of the parties' motions.

Date:

U.S. District Judge