

1 Elizabeth Zareh (SBN# 182871)  
2 1 Embarcadero Ctr Ste 1020,  
3 San Francisco, CA 94111-3698  
4 Telephone: (415) 830-3031  
5 Facsimile: (415) 830-3031  
6 Email: elizabeth@zarehassociates.com

7 Ali Yousefi (SBN#: 282260)  
8 75 Broadway Street, Suite 202  
9 San Francisco, CA 94111  
10 Telephone: (858) 414-2200  
11 Facsimile: (916) 200-0868  
12 E-Mail: AYousefiLaw@gmail.com

13 Attorneys for Plaintiff  
14 Kyle Zoellner

15 **UNITED STATES DISTRICT COURT**  
16 **NORTHERN DISTRICT OF CALIFORNIA**

17 KYLE C. ZOELLNER,

18 Plaintiff,

19 v.

20 CITY OF ARCATA, CITY OF ARCATA  
21 POLICE DEPARTMENT’S CHIEF OF  
22 POLICE TOM CHAPMAN IN HIS  
23 INDIVIDUAL CAPACITY AND DOES 1-53  
24 INDIVIDUALLY AND IN THEIR OFFICIAL  
25 CAPACITIES AS A POLICE OFFICER FOR  
26 THE CITY OF ARCATA,

27 Defendants.

Case No. 3:18-cv-04471-EMC

**STIPULATION OF THE PARTIES AND  
ORDER RE: CONTINUING THE  
HEARING DATE AND THE BRIEFING  
SCHEDULE REGARDING DEFENDANTS  
MOTION TO DISMISS**

Location: 450 Golden Gate Avenue  
San Francisco, California 94102  
Courtroom: 5 (17th Floor)  
Judge: Hon. Edward M. Chen

28 **THE PARTIES STIUPLATE TO THE FOLLOWING:**

1. On January 6, 2021, Defendants filed MOTION AND MOTION TO DISMISS PLAINTIFF  
KYLE ZOELLNER’S FOURTH AMENDED COMPLAINT. Document #98.
2. The hearing for said motion was set for 2/11/2021 with opposition due date of January 20, 2021 and

1 reply due date of 1/27/2021. However, on January 14, 2021, the court on its own motion continued  
2 the hearing to February 18, 2021.

- 3 3. Elizabeth Zareh, Plaintiff’s counsel is set to take a deposition of multi-party litigation and is  
4 unavailable on 2/18. As a result, Elizabeth Zareh is seeking a continuation of the hearing to the  
5 following week. Defense counsel has agreed to such this continuation.
- 6 4. As a result, the parties agree to the following: Hearing on motion to dismiss the Fourth Amended  
7 Complaint to be set to February 25, 2021 at 1:30 pm. Opposition to Motion to Dismiss shall be due  
8 on January 27, 2021; Reply is due on February 3, 2021.

9  
10 IT IS SO STIPULATED BY COUNSEL OF RECORD:

11 Dated: January 14, 2021

Respectfully Submitted,

12  
13  
14 /s/ *Elizabeth Zareh*

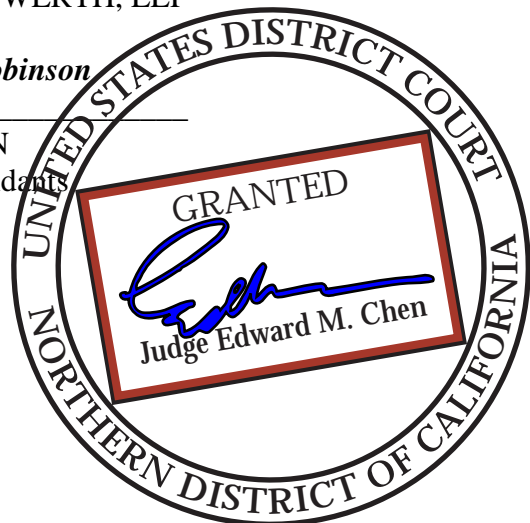
By: \_\_\_\_\_  
Elizabeth Zareh  
Attorneys for Plaintiff  
Kyle Zoellner

15  
16  
17  
18  
19 Dated: January 14, 2021

ALLEN, GLAESSNER,  
HAZELWOOD & WERTH, LLP

20  
21 /s/ *John Robinson*

By: \_\_\_\_\_  
JOHN ROBINSON  
Attorney for Defendants



22  
23  
24  
25  
26 DATED: 1/15/2021