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16 UNITED STATES DISTRICT COURT
17 EASTERN DISTRICT OF CALIFORNIA

18 JESUS CHRIST PRISON
19 MINISTRY, et al. ,

20 Plaintiff,

21 v.

22 CALIFORNIA DEPARTMENT OF
23 CORRECTIONS, et al.,

No. 2:05-CV-00440 DAD

**STIPULATION AND ORDER TO
CONTINUE HEARING ON MOTION
FOR RECONSIDERATION OF ORDER
ON CROSS-MOTIONS FOR SUMMARY
JUDGMENT**

Date: March 16, 2007
Time: 10:00 a.m.
Courtroom: 27
Before: Hon. Dale A. Drozd

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27 Attorneys for the parties, have jointly prepared, and respectfully submit this
28 stipulation and proposed order to continue the hearing on Defendants' motion for

1 reconsideration of the court's order on cross-motions for summary judgment which is
2 currently set for January 5, 2007, at 10:00 a.m.

3 **STIPULATION**

4 On November 3, 2006, the court granted Defendants' request for leave to
5 seek reconsideration of the order filed September 28, 2006, and pursuant to the briefing
6 schedule the parties have filed and served their respective motion and opposition.
7 Defendants' reply is due December 29, 2006, and the hearing on Defendants' motion for
8 reconsideration is set for January 5, 2007, at 10:00 a.m.

9 The parties have reached a tentative settlement of this matter and desire a
10 continuance to formalize their agreement. Subject to approval of the accompanying
11 Proposed Order by the court, the parties hereby stipulate, through their respective counsel
12 of record, to a sixty-day continuance of the hearing on Defendants' motion for
13 reconsideration of the court's order on cross-motions for summary judgment.

14 The parties stipulate that the court shall set a new hearing date on
15 Defendants' motion for reconsideration, no sooner than sixty days from January 5, 2007,
16 and that Defendants' reply, now due December 29, 2006, shall be filed and served no
17 later than seven days prior to the new hearing date.

18 It is so stipulated.

19 Dated: December 28, 2006

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21 By: */s/ Kevin T. Snider*

22 Kevin T. Snider
23 Attorney for Plaintiffs

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25 By: */s/ John W. Riches II*

26 John W. Riches II
27 Attorney for Defendants

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ORDER

Good cause appearing, and based upon the stipulation of the parties, the requested sixty day continuance of the hearing on Defendants' motion for reconsideration of the court's order on cross-motions for summary judgment is granted.

Good cause further appearing, and based upon the stipulation of the parties, the hearing date on Defendants' motion for reconsideration is hereby set for March 16, 2007 at 10:00 a.m. Defendants' reply shall be filed and served no later than March 9, 2007.

Dated: December 28, 2006



DALE A. DROZD
UNITED STATES MAGISTRATE JUDGE

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