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(SPACE BELOW FOR FILING STAMP ONLY)

5 Attorneys for Defendants  
6 MCSWAIN UNION ELEMENTARY SCHOOL  
DISTRICT; TERRIE ROHRER; C.W. SMITH, and  
7 MARTHA HERNANDEZ

8 UNITED STATES DISTRICT COURT  
9 EASTERN DISTRICT OF CALIFORNIA

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11 T.A., a minor (by and through next friend),  
ANNA AMADOR,

Case No. 1:08-CV-01986-OWW-DLB

12 Plaintiff,

**STIPULATION AND ORDER TO  
CONTINUE PRE-TRIAL CONFERENCE  
DATES**

13 v.

14 MCSWAIN UNION ELEMENTARY  
15 SCHOOL DISTRICT; TERRIE ROHRER,  
Principal of McSwain Elementary School,  
16 individually and in her official capacity;  
C.W. SMITH, Assistant Principal of  
17 McSwain Elementary, individually and in  
his official capacity, and MARTHA  
18 HERNANDEZ, Office Clerk for McSwain  
Elementary School, Individually and in her  
19 official capacity,

20 Defendants.

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22 Plaintiff T.A., by and through her attorney of record William J. Becker, Jr. of the Becker  
23 Law Firm, and Defendants MCSWAIN UNION ELEMENTARY SCHOOL DISTRICT;  
24 TERRIE ROHRER; C.W. SMITH, and MARTHA HERNANDEZ (hereinafter "Defendants,"  
25 collectively), by and through their counsel of record Anthony N. DeMaria of McCormick,  
26 Barstow, Sheppard, Wayte and Carruth LLP, agree and stipulate as follows,

27 1. WHEREAS, a Final Pre-Trial Conference is presently scheduled for August 2, 2010, at  
28 11:00 a.m. in Courtroom 3 of the above-captioned Court, with the Joint Pre-Trial

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Conference Statement due on or before July 26, 2010;

2. WHEREAS, the mother of counsel for Plaintiff T.A. has recently passed away, and counsel for Plaintiff remains out of state on this emergency matter;

3. WHEREAS, counsel for Plaintiff will not be returning to California until Sunday, July 25, 2010, and as a sole practitioner, will be unable to meet and confer on this matter until following this date;

4. WHEREAS, based on the foregoing, and in the interest of judicial economy and fairness, good cause exists to continue the date of the Final Pre-Trial Conference, and all dates associated therewith;

5. IT IS THEREFORE STIPULATED AND AGREED by, between and among the parties, and their attorneys of record, that the Final Pre-Trial Conference, currently set for August 2, 2010, at a 11:00 a.m. in Department 3 of this Court, and all dates associated therewith, be continued to August 3, 2010, at 12:00 p.m. in Department 3 of this Court. The trial date remains unchanged.

IT IS SO STIPULATED.

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Dated: July 23, 20020

THE BECKER LAW FIRM

By: /s/ William Becker, Jr.  
William J. Becker, Jr., Esq.,  
Attorneys for Plaintiff  
T.A., a minor, by and through next best  
friend, ANNA AMADOR

Dated: July 23, 2010

McCORMICK, BARSTOW, SHEPPARD,  
WAYTE & CARRUTH LLP

By: /s/ Marisa Balch (for Anthony DeMaria)  
Anthony N. DeMaria  
Attorneys for Defendants  
MCSWAIN UNION ELEMENTARY  
SCHOOL DISTRICT; TERRIE ROHRER;  
C.W. SMITH, and MARTHA  
HERNANDEZ

IT IS SO ORDERED.

Dated: July 23, 2010

/s/ Oliver W. Wanger  
UNITED STATES DISTRICT JUDGE