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Attorneys for
PLAINTIFF JUSTIN SHEPHERD

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
SACRAMENTO DIVISION**

JUSTIN SHEPHERD,
Plaintiff,

v.

KOHL’S DEPARTMENT STORES, INC.,
and DOES 1 through 100,
Defendants.

Case No. 1:14-cv-01901-JAM-BAM

Assigned for All Purposes: Hon. John A. Mendez

**STIPULATION GRANTING PLAINTIFF
LEAVE TO FILE A FIRST AMENDED
COMPLAINT; ORDER**

STIPULATION OF THE PARTIES

THE PARTIES, THROUGH THEIR RESPECTIVE COUNSEL OF RECORD, STIPULATE
AND AGREE AS FOLLOWS:

Plaintiff Justin Shepherd (“Plaintiff”) seeks leave of Court to amend his Complaint against
Defendant Kohl’s Department Stores, Inc. (“Defendant”) so as to make the Complaint conform to

evidence obtained thus far and to assert all viable legal theories. Specifically, Plaintiff is adding two claims: (1) Failure To Engage In An Interactive Process and (2) Failure To Reasonably Accommodate (both alleged violations of the Fair Employment & Housing Act, Cal. Govt. Code § 12940, *et seq.*). Plaintiff has also made miscellaneous modifications to the body of the complaint, to make it conform to proof.

Given the very liberal rules governing amendments to pleadings, Defendant does not object to the amendments. Therefore, in order to conserve the resources of the parties and the Court, the parties hereby stipulate and agree that good cause exists to allow Plaintiff leave to file his First Amended Complaint.

IT IS SO STIPULATED AND AGREED.

Dated: August 4, 2015

LAW OFFICE OF ANTHONY J. SPERBER
LAW OFFICE OF KURT W. DREGER

By: /s/
Anthony J. Sperber
Attorneys for Plaintiff Justin Shepherd

Dated: August 4, 2015

PAYNE & FEARS LLP

By: /s/
Leila Narvid
Attorneys for Defendant Kohl's
Department Stores, Inc.

ORDER

Pursuant to the foregoing Stipulation of the parties and good cause appearing, IT IS ORDERED that:

- (1) Plaintiff may file a First Amended Complaint.
- (2) The First Amended Complaint is deemed filed and served as of the date of this Order.
- (3) Defendant shall file a responsive pleading within twenty (20) days of this Order.
- (4) The plaintiff's motion to file a First Amended Complaint is vacated from the Court's September 16, 2015 motion calendar.

IT IS SO ORDERED.

Dated: August 4, 2015

/s/ John A. Mendez
United States District Court Judge