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

RACHEL LOBATO,  
Plaintiff,  
v.  
EVERARDO O. GOMEZ,  
*individually and doing business as*  
El Sarape Restaurant, DOLORES B.  
GOMEZ, *individually and doing business as*  
El Sarape Restaurant,  
Defendants.

**Case No. 1:15-cv-00686-EPG  
DRAFT STATEMENT OF THE CASE**

1 Rachel Lobato is the plaintiff in this case. Ms. Lobato has filed this case pursuant to the  
2 Americans with Disabilities Act (the “ADA”) and associated state law claims against defendants  
3 Everardo O. Gomez and Dolores B. Gomez (the “Gomezes”). Ms. Lobato alleges that she is disabled  
4 because she is substantially limited in her ability to walk. She claims she visited the El Sarape  
5 Restaurant (the “Restaurant”) in Pixley, California on January 11, 2015. The restaurant is owned and  
6 operated by the Gomezes. Ms. Lobato claims that when she visited the Restaurant, there were  
7 conditions – known as “barriers” – which prevented her full and equal enjoyment of the goods,  
8 services, facilities, privileges, advantages, or accommodations of the Restaurant. Ms. Lobato alleges  
9 that the barriers violate the Americans with Disabilities Act, and that certain barriers remain at the  
10 Restaurant that they are legally required to remove.  
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13 The Gomezes dispute that Ms. Lobato is disabled, and that removal of the barriers at the  
14 Restaurant is readily achievable.  
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