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DANA SMITHEE, E.M.,
a minor by and through guardian
ad litem JENNIFER MONTES

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

DANA SMITHEE, "E.M.", a minor, by and
through her guardian ad litem, JENNIFER
MONTES,

Plaintiffs,

vs.

CALIFORNIA CORRECTIONAL
INSTITUTION, STATE OF CALIFORNIA,
RHONDA LITT-STONER, and DOES 1
through 200,

Defendants.

) Case No. 1:19-cv-0004 LJO JLT

)
) **STIPULATION AND PROPOSED ORDER**
) **TO ALLOW FILING OF FIRST**
) **AMENDED COMPLAINT**
) (Doc. 15)

1 Plaintiffs DANA SMITHEE, "E.M.", a minor, by and through her guardian ad litem,
2 JENNIFER MONTES and Defendants STATE OF CALIFORNIA and RHONDA
3 LITT-STONER, by and thorough their respective attorneys, jointly stipulate to allow plaintiffs
4 to file a First Amended Complaint.

5 The parties further stipulate that defendants shall be entitled to respond to the First
6 Amended Complaint within twenty-one (21) days upon being served with the First
7 Amended Complaint.
8

9 IT IS SO STIPULATED.
10

11 Dated: March 29, 2019

WILLOUGHBY BROD, LLP

12
13 By: /S/ Gregory J. Brod
14 GREGORY J. BROD

15 *Attorneys for Plaintiffs*
16 *DANA SMITHEE, E.M.,*
17 *a minor by and through guardian*
18 *ad litem JENNIFER MONTES*

19 Dated: March 29, 2019

ATTORNEY GENERAL OF CALIFORNIA

20
21 By: /S/ Jeremy Duggan (authorized 3/28/19)
22 JEREMY DUGGAN, ESQ.

23 *Attorneys for Defendants R. Litt-Stoner and*
24 *State of California*
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ORDER

Based upon the stipulation of the parties, the Court **ORDERS**:

1. The stipulation is **GRANTED**. Plaintiffs may file a first amended complaint within 10 days. After it is filed, the defendants have 21 days to file a responsive pleading.

IT IS SO ORDERED.

Dated: April 23, 2019

/s/ Jennifer L. Thurston
UNITED STATES MAGISTRATE JUDGE