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6 Attorneys for Defendant,  
 SAN JOAQUIN DELTA COMMUNITY  
 7 COLLEGE DISTRICT and DANIELE RULEY

8 **UNITED STATES DISTRICT COURT**  
 9 **EASTERN DISTRICT**

|    |   |  |
|----|---|--|
| 10 | <b>SHIRLEY A. NEWMAN and ANTHONY C. )</b>   | <b>Case No. 2:09-CV-03441-WBS-KJN</b>  |
| 11 | <b>BUTLER, )</b>                            | )                                      |
|    | <b>Plaintiffs, )</b>                        | <b>STIPULATION TO AMEND FINAL PRE-</b> |
| 12 | )   | <b>TRIAL ORDER TO MODIFY PRE-TRIAL</b> |
|    | <b>vs. )</b>                                | <b>DEADLINES; ORDER</b>                |
| 13 | )   | )                                      |
| 14 | <b>SAN JOAQUIN DELTA COMMUNITY )</b>        | )                                      |
| 15 | <b>COLLEGE DISTRICT, a public entity; )</b> | )                                      |
| 16 | <b>DANIELE RULEY, JAMES WOOD, and )</b>     | )                                      |
|    | <b>DOES 1 through 100, inclusive, )</b>     | )                                      |
| 17 | <b>Defendants. )</b>                        | )                                      |

18 The parties to the above-entitled action, by and between their respective attorneys of  
 19 record, pursuant to paragraph XIV of the Final Pretrial Order entered October 11, 2011, hereby  
 20 stipulate as follows:

21 1. The plaintiffs shall lodge and serve jury instructions and verdict forms as  
 22 described in paragraph III, page 2, lines 18-23 of the Final Pretrial Order, no later than December  
 23 12, 2011.

24 2. The defendants shall file and serve any objections to the plaintiffs' jury  
 25 instructions, copies of instructions requested by defendants, and verdict forms as described in  
 26

1 paragraph III, page 2, line 24 to page 3, line 4 of the Final Pretrial Order, no later than December  
2 23, 2011.

3 3. The plaintiffs shall file any objections to defendants' proposed instructions and  
4 verdict forms, as described in paragraph III, page 3, lines 5-8 of the Final Pretrial Order, no later  
5 than January 4, 2012.

6 4. The parties shall submit proposed jury voir dire questions, as described in  
7 paragraph IV, page 3, lines 24-26 of the Final Pretrial Order, no later than January 4, 2012.

8 5. The parties shall file trial briefs, as described in paragraph V, page 6, lines 8-11 of  
9 the Final Pretrial Order, no later than December 12, 2011.

10 6. The parties may file oppositions to motions in limine, as referenced in the trial  
11 briefs and as described in paragraph V, page 6, lines 11-12 of the Final Pretrial Order, no later  
12 than December 19, 2011.

13 7. The parties shall exchange exhibits, as described in paragraph VIII (F), page 9,  
14 lines 5-8 of the Final Pretrial Order, no later than December 12, 2011.

15 8. The parties may file and serve objections to exhibits, as described in paragraph  
16 VIII(F), page 9, lines 8-10 of the Final Pretrial Order, no later than January 6, 2012.

17 9. The parties shall file and serve the designation described in paragraph IX, page  
18 10, lines 2-7 of the Final Pretrial Order, no later than December 5, 2011.

19 10. The parties may file and serve the counter-designation and evidentiary objections,  
20 as described in paragraph IX, page 10, lines 7-11 of the Final Pretrial Order, no later than  
21 December 19, 2011.

22 11. The parties may file the evidentiary objections to counter-designation, as  
23 described paragraph IX, page 10, lines 12-14 of the Final Pretrial Order, no later than January 6,  
24 2012.

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DATED: October 14, 2011

LAW OFFICES OF KENNETH N. MELEYCO

By  /s/ Kenneth N. Meleyco  
KENNETH N. MELEYCO, Attorney for Plaintiffs  
SHIRLEY A. NEWMAN and ANTHONY C. BUTLER

DATED: October 14, 2011

RYALS & BREED, P.C.

By  /s/ Stephen M. Ryals  
STEPHEN M. RYALS, Attorney for Plaintiffs  
SHIRLEY A. NEWMAN and ANTHONY C.  
BUTLER

DATED: October 14, 2011

LAW OFFICES OF STEVEN A. CLAIR

By  /s/ Steven A. Clair  
STEVEN A. CLAIR, Attorney for Plaintiffs  
SHIRLEY A. NEWMAN and ANTHONY C.  
BUTLER

DATED: October 14, 2011

MAYALL, HURLEY, P.C.

By  /s/ J. Anthony Abbott  
J. ANTHONY ABBOTT, Attorney for Defendants  
SAN JOAQUIN DELTA COMMUNITY  
COLLEGE DISTRICT and DANIELE RULEY

DATED: October 14, 2011

ANWYL, SCOFFIELD & STEPP, LLP

By  /s/ James T. Anwyl  
JAMES T. ANWYL, Attorney for Defendant  
SAN JOAQUIN DELTA COMMUNITY  
COLLEGE DISTRICT

DATED: October 14, 2011

1 MASTAGNI, HOLSTEDT, AMICK, MILLER &  
2 JOHNSEN

3 By /s/ James B. Carr  
4 JAMES B. CARR, Attorney for Defendant  
5 JAMES WOOD

6 **ORDER**

7 The stipulation of the parties having been considered, and good cause appearing therefor,  
8 IT IS ORDERED that Final Pre-Trial Order entered October 11, 2011, be and is hereby  
9 amended in the following respects only:

10 1. The plaintiffs shall lodge and serve jury instructions and verdict forms as  
11 described in paragraph III, page 2, lines 18-23 of the Final Pretrial Order, no later than December  
12 12, 2011.

13 2. The defendants shall file and serve any objections to the plaintiffs' jury  
14 instructions, copies of instructions requested by defendants, and verdict forms as described in  
15 paragraph III, page 2, line 24 to page 3, line 4 of the Final Pretrial Order, no later than December  
16 23, 2011.

17 3. The plaintiffs shall file any objections to defendants' proposed instructions and  
18 verdict forms, as described in paragraph III, page 3, lines 5-8 of the Final Pretrial Order, no later  
19 than January 4, 2012.

20 4. The parties shall submit proposed jury voir dire questions, as described in  
21 paragraph IV, page 3, lines 24-26 of the Final Pretrial Order, no later than January 4, 2012.

22 5. The parties shall file trial briefs, as described in paragraph V, page 6, lines 8-11 of  
23 the Final Pretrial Order, no later than December 12, 2011.  
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2 briefs and as described in paragraph V, page 6, lines 11-12 of the Final Pretrial Order, no later  
3 than December 19, 2011.

4           7.       The parties shall exchange exhibits, as described in paragraph VIII (F), page 9,  
5 lines 5-8 of the Final Pretrial Order, no later than December 12, 2011.

6           8.       The parties may file and serve objections to exhibits, as described in paragraph  
7 VIII(F), page 9, lines 8-10 of the Final Pretrial Order, no later than January 6, 2012.

8           9.       The parties shall file and serve the designation described in paragraph IX, page  
9 10, lines 2-7 of the Final Pretrial Order, no later than December 5, 2011.

10          10.      The parties may file and serve the counter-designation and evidentiary objections,  
11 as described in paragraph IX, page 10, lines 7-11 of the Final Pretrial Order, no later than  
12 December 19, 2011.

13          11.      The parties may file the evidentiary objections to counter-designation, as  
14 described paragraph IX, page 10, lines 12-14 of the Final Pretrial Order, no later than January 6,  
15 2012.

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18 DATED: October 18, 2011

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20 WILLIAM B. SHUBB  
21 UNITED STATES DISTRICT JUDGE