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22 Attorneys for Plaintiffs and Counter Defendants
23 Z.F, a minor, by and through his parents M.A.F. and J.F.
and M.A.F. and J.F individually; L.H. and J.H., minors,
24 by and through their parents J.A. and J.R.H. and J.A. and J.R.H. individually;
A.N., a minor, by and through his parents, G.N. and M.R.,
25 and G.N. and M.R. individually

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THE UNITED STATES DISTRICT COURT FOR
THE EASTERN DISTRICT OF CALIFORNIA

Z.F, a minor, by and through his parents M.A.F.)
and J.F. and M.A.F. and J.F individually; L.H.)
and J.H., minors, by and through their parents)
J.A. and J.R.H. and J.A. and J.R.H. individually;))
A.N., a minor, by and through his parents, G.N.)
and M.R., and G.N. and M.R. individually,)

Case No. 2:10-CV-00523-TLN-CKD

**STIPULATION TO EXTEND THE
DISCOVERY DEADLINE FOR THE
LIMITED PURPOSE OF TAKING FIVE
(5) REMAINING DEPOSITIONS**

Plaintiffs, on behalf of)
themselves and all others)
similarly situated)

vs.)

RIPON UNIFIED SCHOOL DISTRICT,)
(RUSD); RIPON UNIFIED SCHOOL)
DISTRICT BOARD OF TRUSTEES,; SAN)
JOAQUIN COUNTY OFFICE OF)
EDUCATION; VALLEY MOUNTAIN)
REGIONAL CENTER (VMRC), MODESTO)
CITY SCHOOLS, MODESTO CITY)
SCHOOLS BOARD OF EDUCATION,)
RICHARD JACOBS, Executive Director of)
VMRC, in his official and individual capacity,)
TARA SISEMORE-HESTER, Coordinator for)
Autism Services for VMRC, in her official and)
individual capacity; VIRGINIA JOHNSON,)
Director of Modesto City Schools SELPA, in)
her official and individual capacity; SUE)
SWARTZLANDER, Program Director for)
Modesto City Schools, in her official and)
individual capacity and Does 1-200.)

Defendants.)

Pursuant to Civ. L.R. 144, and subject to approval of the Court, Plaintiffs Z.F, a minor,
by and through his parents M.A.F. and J.F. and M.A.F. and J.F individually; L.H. and J.H.,
minors, by and through their parents J.A. and J.R.H. and J.A. and J.R.H. individually; A.N., a
minor, by and through his parents, G.N. and M.R., and G.N. and M.R. individually (“Plaintiffs”)
and Defendants Modesto City Schools, Modesto City Schools Board of Education, Ripon
Unified School District, Ripon Unified School District Board of Trustees and San Joaquin
County Office of Education, and Valley Mountain Regional Center, Richard Jacobs, and Tara

1 Sisemore-Hester (“Defendants”) (collectively, the “Parties”) enter into the following stipulation
2 and respectfully request the Court’s acceptance of this stipulation:

3 1. WHEREAS, pursuant to the Court’s January 21, 2014 Amended Pretrial
4 Scheduling Order (“Scheduling Order”), the current non-expert discovery deadline is set for June
5 16;

6 2. WHEREAS, also pursuant to the Scheduling Order, the dispositive motion
7 deadline to hear dispositive motions is December 11, 2014, and the trial in this matter is
8 currently scheduled for May 18, 2015;

9 3. WHEREAS, the Parties previously agreed to place a stay on discovery pending
10 the outcome of the Mandatory Settlement Conference, held on March 20, 2014 before the
11 Honorable Magistrate Judge Allison Claire;

12 4. WHEREAS, the Parties were unable to resolve all claims at the March 20, 2014
13 Mandatory Settlement Conference;

14 5. WHEREAS, the Parties subsequently served written discovery concerning some
15 of the remaining issues in this matter;

16 6. WHEREAS, the Parties agree that Defendants/Counter-claimants VMRC, Jacobs
17 and Sisemore-Hester, who previously agreed to postpone taking depositions pertaining to their
18 Counterclaim and Complaint against counter-defendants M.A.F., J.A. and Special Needs
19 Advocates for Understanding, should have the opportunity to depose M.A.F., J.A., and non-party
20 Shirley Nutt (“Nutt”) in order to conduct adequate discovery of their counterclaims;

21 7. WHEREAS, the Parties agree that the defendants also should have the
22 opportunity to depose parent-Plaintiff J.F., whose deposition was unable to be taken previously
23 due to J.F.’s schedule and lack of availability;

24 8. WHEREAS, the Parties agree that Plaintiffs should have the opportunity to
25 depose Ms. Sisemore-Hester, the Coordinator for Autism Services for VMRC;

26 9. WHEREAS, the Parties have met and conferred and have agreed good cause
27 exists to stipulate to a continuance of the non-expert discovery deadline an additional thirty (30)
28 days for the limited purpose of conducting the depositions stated in Paragraphs 6, 7 and 8;

1 **NOW THEREFORE**, all Parties hereto stipulate and agree that the Court may enter an
2 Order extending the non-expert discovery deadline until July 16, 2014 for the limited purpose of
3 conducting the depositions of (1) M.A.F.; (2) J.A.; (3) Shirley Nutt; (4) J.F.; and (5) Tara
4 Sisemore-Hester only.

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6 **IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.**

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9 DATED: June 13, 2014

SEYFARTH SHAW LLP

10
11 By: /s/ Mathew J. Mason
12 G. Daniel Newland
13 Cassandra H. Carroll
14 Eric M. Lloyd
15 Matthew J. Mason
16 Attorneys for Defendant
17 VALLEY MOUNTAIN REGIONAL
18 CENTER RICHARD JACOBS, and TARA
19 SISEMORE-HESTER

20 DATED: June 13, 2014

KRONICK MOSKOVITZ TIDEMANN &
GIRARD

21 By: /s/ Michelle L. Cannon
22 Michelle L. Cannon
23 Attorneys for Defendant
24 MODESTO CITY SCHOOLS, MODESTO
25 CITY SCHOOLS BOARD OF EDUCATION,
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DATED: June 13, 2014

MCARTHUR & LEVIN, LLP

By: /s/ Rodney L. Levin
Rodney L. Levin
Attorneys for Defendant
RIPON UNIFIED SCHOOL DISTRICT,
RIPON UNIFIED SCHOOL DISTRICT
BOARD OF TRUSTEES AND SAN
JOAQUIN COUNTY OFFICE OF
EDUCATION


DATED: June 13, 2014

LEIGH LAW GROUP

By: /s/ Jay T. Jambeck
Jay T. Jambeck
Attorneys for Plaintiffs
Z.F, a minor, by and through his parents
M.A.F. and J.F. and M.A.F. and J.F
individually; L.H. and J.H., minors, by and
through their parents J.A. and J.R.H. and J.A.
and J.R.H. individually; A.N., a minor, by and
through his parents, G.N. and M.R., and G.N.
and M.R. individually

IT IS SO ORDERED.

Dated: June 16, 2014



Troy L. Nunley
United States District Judge