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 10 JERALD CLINTON (J.C.) EAGLESMITH,  
 11 RAMONA EAGLESMITH,  
 12 JUSTUS EAGLESMITH, EILEEN COX,  
 13 And BRUCE BARNES

14 **IN THE UNITED STATES DISTRICT COURT**  
 15 **FOR THE EASTERN DISTRICT OF CALIFORNIA**

16 JERALD CLINTON (J.C.) EAGLESMITH,  
 17 RAMONA EAGLESMITH, JUSTUS  
 18 EAGLESMITH, EILEEN COX and BRUCE  
 19 BARNES

Case No. 2:11-CV-00098-JAM-JFM  
 PETITION AND ORDER FOR  
 APPOINTMENT OF GUARDIAN AD  
 LITEM

20 Plaintiffs,  
 21 vs.

22 JEFF RAY, as an individual, SUE SEGURA,  
 23 as an individual, BRIAN WILLIAMS, as an  
 24 individual, TERRY OESTREICH, as an  
 25 individual, TORI WILLITS, as an individual,  
 26 GLENN HARRIS, as an individual, YVONNE  
 27 BALES, as an individual, and BOARD OF  
 28 TRUSTEES OF PLUMAS COUNTY OFFICE)  
 OF EDUCATION/ PLUMAS COUNTY  
 UNIFIED SCHOOL DISTRICT,

Defendants.

Petitioner Ramona Eaglesmith states as follows:

1. Justus Eaglesmith, my son, is a minor of the age of 12 years.

- 1 2. Justus Eaglesmith is about to commence an action in this court against Defendants Ray,  
2 Segura, Willits and the Plumas County Office of Education/Plumas Unified School  
3 District (PCOE/PUSD) claiming that they discriminated against him on the basis of race,  
4 national origin, ethnic group identification, and religion in violation of 42 U.S.C.2000d,  
5 California Education Code Section 220, and California Government Code section 11135  
6 by denying him benefits under the state and federally financed educational program and  
7 activity.  
8
- 9 3. Justus Eaglesmith has no general guardian and no previous petition for appointment of a  
10 guardian ad litem has been filed in this matter.  
11
- 12 4. Jerald Clinton (J.C.) Eaglesmith is Justus' father and is also a plaintiff in this action. I  
13 live with him and Justus at the following address: Jerald Eaglesmith, 5612 Genesee Road,  
14 Taylorsville, California 95983. He is a responsible person, and is fully competent to act  
15 as Justus' guardian ad litem.  
16
- 17 5. Jerald Clinton is willing to act as guardian ad litem for petitioner, as appears by his  
18 consent attached hereto.  
19  
20  
21  
22

23 WHEREFORE, petitioner moves this court for an order appointing Jerald Clinton (J.C.)  
24 Eaglesmith as guardian ad litem of petitioner for the purpose of bringing action against  
25 defendants Ray, Segura, Willits and PCOE/PUSD on the claims hereinabove stated.  
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27 DATED: \_\_\_\_\_  
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SIEGEL & YEE

By \_\_\_\_\_  
Peter Haberfeld

Attorney for Petitioner Ramona Eaglesmith

CONSENT OF NOMINEE

I, Jerald Clinton (J.C.) Eaglesmith, the nominee of the Petitioner,  
consent to act as the guardian ad litem for the minor petitioner in the above action.

DATED: \_\_\_\_\_

\_\_\_\_\_  
Jerald Clinton (J.C.) Eaglesmith

ORDER

The petition for an order appointing Jerald Clinton (J.C.) Eaglesmith as guardian ad litem for Petitioner is GRANTED.

IT IS SO ORDERED.

DATED: April 4, 2011

/s/ John A. Mendez  
United States District Judge