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8  
9 **UNITED STATES DISTRICT COURT**  
10 **EASTERN DISTRICT OF CALIFORNIA, SACRAMENTO DIVISION**

11  
12 FAIRFIELD SUISUN UNIFIED SCHOOL  
DISTRICT,  
13  
14 Plaintiff,  
15  
16 vs.  
17 STATE OF CALIFORNIA DEPARTMENT  
OF EDUCATION, and DOES 1-25, inclusive,  
18  
19 Defendant.

CASE NO. 2:11-CV-02796-JAM-GGH  
**JOINT STIPULATION AND ORDER TO  
SUBMIT AMENDED RULE 26(f) JOINT  
STATUS REPORT**

18 SUBJECT TO THE APPROVAL OF THIS COURT, THE PARTIES HEREBY STIPULATE TO  
19 THE FOLLOWING:

- 20 1. On or about February 27, 2012, the parties, through their respective counsel of  
21 record, engaged in the Rule 26 conference telephonically to discuss those items required by Rule  
22 26(f) as well those matters specified in the court's Order Requiring Joint Status Report.  
23  
24 2. As part of the conference outcome, and subject to the Court's approval, the parties  
25 have agreed to jointly submit a Rule 26(f) Joint Status Report addressing those issues set forth in  
26 Paragraph 4 of the Order Requiring Joint Status Report excepting that a detailed discussion and  
27 agreement regarding the Rule 26(f) discovery plan, proposed date by which all non-discovery  
28 motions shall be filed, proposed dates for final pretrial conference and trial as well as a

1 determination regarding the need to schedule a settlement conference for the above-referenced  
2 matter would be deferred until after the Court's ruling on Defendant's Motion to Dismiss if  
3 appropriate, and if appropriate shall be set forth in an Amended Rule 26(f) Joint Status Report.

4 3. Consistent with the foregoing and subject to the Court's approval, the parties have  
5 agreed to jointly submit the Amended Rule 26(f) Joint Status Report within thirty (30) days of the  
6 date of the Court's ruling on Defendant's Motion to Dismiss, if appropriate.

7  
8 SO STIPULATED.

9 DATED: March 5, 2012

FAGEN FRIEDMAN & FULFROST, LLP

11 By: /s/ Roy A. Combs

Roy A. Combs

Attorneys for Plaintiff

15 DATED: March 5, 2012

/s/ Len Garfinkel

Len Garfinkel

California Department of Education

Attorney for Defendant

19 **ORDER**

20 IT IS SO ORDERED.

21 DATED: 3/6/2012

/s/ John A. Mendez

UNITED STATES DISTRICT COURT JUDGE