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6 *Attorneys for Defendants,*
 LAMMERSVILLE JOINT UNIFIED SCHOOL
 7 DISTRICT, JAMES YEAGER, DAWN IBBS,
 KIRK NICHOLAS, and KHUSHWINDER GILL

8
 9 UNITED STATES DISTRICT COURT
 10 EASTERN DISTRICT OF CALIFORNIA

11 ADRIANNA WORMUTH, SCOTT
 12 WORMUTH and H.W., a minor, by and
 through his guardians ad litem ADRIANNA
 13 WORMUTH and SCOTT WORMUTH,

14 Plaintiffs,

15 v.

16 LAMMERSVILLE UNION SCHOOL
 DISTRICT, JAMES YEAGER, DAWN IBBS,
 17 TERESA HAUN, KIRK NICHOLAS, and
 KHUSHWINDER GILL, and DOES 1-30,

18 Defendants.
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Case No. 2:15-CV-01572-KJM-EFB

**STIPULATION AND [~~PROPOSED~~]
 ORDER TO REMOVE AND REPLACE
 INCORRECTLY FILED DOCUMENT
 [DOC 102-4]**

20 Plaintiffs ADRIANNA WORMUTH, SCOTT WORMUTH and H.W., a minor, by and
 21 through his guardians ad litem ADRIANNA WORMUTH and SCOTT WORMUTH
 22 (“Plaintiffs”), and Defendants LAMMERSVILLE JOINT UNIFIED SCHOOL DISTRICT,
 23 JAMES YEAGER, KIRK NICHOLAS, and KHUSHWINDER GILL (“Defendants”) hereby
 24 stipulate that:

- 25 1. Plaintiff H.W. is a minor.
- 26 2. In order to protect Plaintiff H.W.’s privacy interests, the parties have referred to
 27 him by his initials (“H.W.”) during the entirety of this litigation.

1 3. On August 9, 2017, as Defendants’ counsel was sorting through hard copies of the
2 documents filed by Defendants on July 28, 2017 in support of their Motion for Summary
3 Judgment, she noticed that a prior version of the Declaration of Kirk Nicholas [Doc 102-4] –
4 which contained a reference to Plaintiff H.W.’s full name [See Doc. 102-4, at 2:9.] and omitted the
5 referenced exhibit – had inadvertently been filed/ The correct and redacted version of the
6 Declaration of Kirk Nicholas is attached hereto as Exhibit A.

7 4. As soon as Defendants’ counsel realized that the incorrect version of the
8 Declaration had been filed, said counsel immediately contacted the CM/ECF helpdesk to seek
9 assistance, and then contacted Plaintiffs’ counsel to advise them of the error and seek their
10 agreement and authority to file the present stipulation and proposed order.

11 5. In the interests of maintaining Plaintiff H.W.’s privacy, the parties agree, and
12 jointly request, that the erroneously filed Declaration of Kirk Nicholas [Doc. 102-4] should be
13 removed from PACER and replaced with the correct redacted document attached as Exhibit A.

14 **IT IS SO STIPULATED.**

15
16 Dated: August 9, 2017

LAW OFFICES OF PETER ALFERT

17
18 By: /s/ PETER ALFERT
19 Peter Alfert
20 *Attorney for Plaintiffs,*
ADRIANNA WORMUTH, SCOTT WORMUTH
and H.W., a minor

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22
23 Dated: August 9, 2017

McCORMICK, BARSTOW, SHEPPARD,
WAYTE & CARRUTH LLP

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25 By: /s/ STEPHANIE Y WU
26 Stephanie Y. Wu
27 *Attorney for Defendants,*
LAMMERSVILLE UNION SCHOOL DISTRICT,
JAMES YEAGER, DAWN IBBS, KIRK
28 NICHOLAS, and KHUSHWINDER GILL

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[PROPOSED] ORDER

Pursuant to the Stipulation of the parties, and good cause appearing, the Court HEREBY
ORDERS that:

The Declaration of Kirk Nicholas [Doc. 102-4], filed by Defendants, shall be removed
from the docket and replaced with the redacted document attached as Exhibit A.

IT IS SO ORDERED.

DATED: August 14, 2017.


UNITED STATES DISTRICT JUDGE