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 7 SCHOOL DISTRICT AND HOLLY MCLAUGHLIN

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13 Attorney for Plaintiff PAUL BAILEY

14 UNITED STATES DISTRICT COURT  
 15 EASTERN DISTRICT OF CALIFORNIA

16 PAUL BAILEY,  
 17 Plaintiff,  
 18 v.  
 19 WILLOWS UNIFIED SCHOOL  
 20 DISTRICT, HOLLY MCLAUGHLIN,  
 21 AND DOES 1 THROUGH 100,  
 22 INCLUSIVE  
 23 Defendants.

No. 2:16-cv-02546

**STIPULATION TO REMAND CASE BACK  
 TO GLENN COUNTY SUPERIOR  
 COURT; ORDER THEREON**

24 Plaintiff PAUL BAILEY (Plaintiff) and Defendant WILLOWS UNIFIED SCHOOL  
 25 DISTRICT (“Willows”) by and through their respective counsel, hereby agree and stipulate as  
 26 follows:

**STIPULATION**

27 1. On August 31, 2016, an action was commenced in the Superior Court of the State  
 28 of California in and for the County of Glenn, entitled *Paul Bailey v. Willows Unified School*

1 *District; Holly McLaughlin; Does 1 through 100*, and designated as Case No. 16CV01592 (“the  
2 Action”).

3 2. On October 25, 2016, Defendant Willows Unified School District filed a Notice of  
4 Removal of the Action to this Court pursuant to 28 U.S.C. §1441(a) based on Plaintiff’s claims  
5 brought under 42 U.S.C. §1983. The remaining defendant had not been served but agreed to  
6 subject herself to federal jurisdiction if and when she was served.

7 3. Unbeknownst to Willows, on October 25, 2016, the same day that Willows filed  
8 their Notice of Removal, Plaintiff filed their First Amended Complaint which omitted the 42  
9 U.S.C. §1983 claim and, in turn, the basis for this Court’s jurisdiction.

10 4. Therefore, the Parties hereby stipulate that this action should immediately be  
11 remanded to the Glenn County Superior Court.

12 5. This Stipulation moots all pending motions before this Court, and all pending  
13 deadlines and hearings in this case should be taken off the Court’s calendar.

14  
15 Dated: November 10, 2016

HUNT JEPSON & GRIFFIN, LLP

16  
17 /s/ MARK R. VELASQUEZ (AS AUTHORIZED ON 11/10/16)

18 MARK R. VELASQUEZ

19 Attorneys for Defendants Willows Unified School  
20 District and Holly McLaughlin

21  
22 Dated: November 10, 2016

LAW OFFICES OF LARRY L. BAUMBACH

23  
24 /s/ LARRY L. BAUMBACH (AS AUTHORIZED ON 11/10/16)

25 LARRY L. BAUMBACH

26 Attorney for Plaintiff Paul Bailey

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**ORDER**

IT IS HEREBY ORDERED THAT:

1. This action immediately be remanded to the Glenn County Superior Court; and
2. This Stipulation moots all pending motions before this Court, and all pending deadlines and hearings in this case shall be taken off the Court's calendar.

Dated: December 20, 2016

  
UNITED STATES DISTRICT JUDGE