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8
 9 IN THE UNITED STATES DISTRICT COURT
 10 FOR THE EASTERN DISTRICT OF CALIFORNIA
 11 SACRAMENTO DIVISION

12
 13 **PACIFIC COAST HORSESHOEING**
SCHOOL, INC., et al.,
 14
 Plaintiffs,
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 v.
 16
KIMBERLY KIRCHMEYER, in her
official capacity as Director of Consumer
Affairs; and DEBORAH COCHRANE, in
her official capacity as Chief of the Bureau
for Private and Postsecondary Education,
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 Defendants.
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2:17-cv-02217-JAM-GGH
STIPULATION AND ORDER FOR
DISMISSAL
 Action Filed: October 23, 2017

24 Pro se plaintiff Esteban Narez and defendants Kimberly Kirchmeyer and Deborah Cochrane
 25 through their counsel (Defendants), stipulate as follows:

26 WHEREAS, this case involves a challenge to California’s ability-to-benefit requirement,
 27 codified at California Education Code § 94904(a) and Cal. Code Regs., tit. 5, § 71770(a)(1);
 28

1 WHEREAS, in September 2021 the California Assembly passed and the California
2 Governor signed into law Senate Bill 607;

3 WHEREAS, Senate Bill 607 repeals California Education Code § 94904, the statute
4 codifying California's ability-to-benefit requirement;

5 WHEREAS, Senate Bill 607 will take effect on January 1, 2022;

6 WHEREAS, Plaintiffs Pacific Coast Horseshoeing School and Bob Smith dismissed their
7 claims with the Court's approval (*see* Order, ECF No. 67) and Plaintiff Narez is the sole
8 remaining plaintiff in this action;

9 WHEREAS, Plaintiff Narez no longer wishes to pursue this action, and wishes to dismiss
10 this action;

11 NOW THEREFORE, based on the foregoing recitals, Plaintiff Narez and the Defendants
12 stipulate and agree that the claims of Plaintiff Narez in this action shall be dismissed with
13 prejudice. The respective parties shall bear their own fees and costs.

14 **SO STIPULATED.**

15 Dated: December 9, 2021

16 /s/ Esteban Narez (as authorized by e-mail
17 on December 8, 2021)
18 Esteban Narez
19 *Plaintiff Pro Se*

20 Dated: December 9, 2021

21 ROB BONTA
22 Attorney General of California
23 PAUL STEIN
24 Supervising Deputy Attorney General

25 /s/ Chad A. Stegeman
26 Chad A. Stegeman
27 Deputy Attorney General
28 *Attorneys for Defendants Kimberly Kirchmeyer and Deborah Cochrane, in their official capacities*

29 **IT IS SO ORDERED.**

30 Dated: December 9, 2021

31 /s/ John A. Mendez
32 THE HONORABLE JOHN A. MENDEZ
33 UNITED STATES DISTRICT COURT JUDGE