

1 LAURENCE PARADIS (CA BAR NO. 122336)  
 RONALD ELSBERRY (CA BAR NO. 130880)  
 2 BECCA VON BEHREN (CA BAR NO. 262149)  
 DISABILITY RIGHTS ADVOCATES  
 3 2001 Center Street, Third Floor  
 Berkeley, California 94704  
 4 Telephone: (510) 665-8644  
 Facsimile: (510) 665-8511  
 5 TTY: (510) 665-8716  
 Email: general@dralegal.org

6 Attorneys for Plaintiffs

7  
 8 BONNIE J. PROBER (NY BAR NO. 4216461)  
 Department of Justice  
 9 Federal Programs Branch  
 20 Massachusetts Ave., N.W.  
 10 Washington, DC 20001  
 Telephone: (202) 305-0528  
 11 Facsimile: (202) 616-8470  
 Email: bonnie.prober@usdoj.gov

12 Attorney for Defendants

13  
 14 **UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
 15 **SAN FRANCISCO DIVISION**

16  
 17 LORI GRAY, PETER MENDOZA, and  
 18 ANN SIECK, on behalf of themselves, and  
 on behalf of all others similarly situated,

19 Plaintiffs,

20 v.

21 GOLDEN GATE NATIONAL  
 22 RECREATIONAL AREA, NATIONAL  
 PARK SERVICE, FRANK DEAN, in his  
 23 official capacity as Acting General  
 Superintendent of Golden Gate National  
 24 Recreational Area, and JON JARVIS, in his  
 official capacity as Director of the National  
 25 Park Service,

26 Defendants.

Case No. C-08-00722 EDL

**STIPULATION AND REQUEST FOR  
 LEAVE TO FILE THIRD AMENDED  
 COMPLAINT; ~~(PROPOSED)~~ ORDER**

27  
28

1 Plaintiffs Lori Gray, Peter Mendoza, and Ann Sieck filed their Second Amended Class  
2 Action Complaint on April 25, 2008. Defendants filed an Answer to that Complaint on August  
3 5, 2008.

4 In its Case Management and Pretrial Order for Court Trial, filed August 30, 2010, the  
5 Court specified: "The last day to file a motion, or stipulation and proposed order, to join other  
6 parties or to amend the pleadings shall be September 24, 2010, unless a named Plaintiff's health  
7 requires substitution at a later date."

8 Plaintiffs request leave to file the attached Third Amended Complaint to join two  
9 additional Plaintiffs: California Council of the Blind ("CCB"), a membership organization, and  
10 Marc Sutton, an individual who is blind. Plaintiffs believe that the participation of these  
11 Plaintiffs as potential class representatives will contribute to ensuring adequate representation of  
12 class members with visual disabilities and assist the Court in assessing the claims of this  
13 component of the proposed class.

14 Defendants do not oppose Plaintiffs' request for leave to file their Third Amended  
15 Complaint to join the two Plaintiffs specified above. The parties agree that a motion by  
16 Plaintiffs seeking leave to file their Third Amended Complaint for this purpose is unnecessary  
17 and therefore stipulate to the Court's granting Plaintiffs leave to file such an amended complaint.

18 //

19 //

20 //

21 //

22 //

23 //

24 //

25 //

26 //

27 //

28

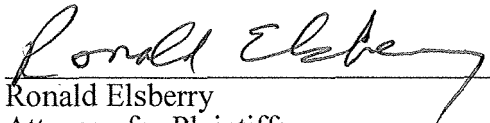
1 The undersigned parties, by and through their counsel of record, hereby stipulate to the  
2 following and request that the Court order as follows:

3  
4 That Plaintiffs be granted leave to file the attached Third Amended Complaint to join  
5 Plaintiffs California Council of the Blind and Marc Sutton within ten days of entry of this Order.

6  
7 IT IS SO STIPULATED.

8 DATED: September ~~22~~ 2010

DISABILITY RIGHTS ADVOCATES

9   
10 Ronald Elsberry  
11 Attorney for Plaintiffs

12 DATED: September ~~22~~ 2010

DEPARTMENT OF JUSTICE

13   
14 Bonnie J. Prober  
15 Attorney for Defendants

16  
17 ~~(Proposed)~~ ORDER

18 IT IS SO ORDERED.

19  
20  
21 Dated: September 24, 2010

22   
23 ELIZABETH D. LAPORTE  
24 United States Magistrate Judge