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10 Attorneys for Plaintiff
 11 SHAWNA WILKINS-JONES

12 IN THE UNITED STATES DISTRICT COURT
 13 IN AND FOR THE NORTHERN DISTRICT OF CALIFORNIA

14 SHAWNA WILKINS-JONES,
 15 Plaintiff,

CASE NO. C08-01485-MHP
Civil Rights

16 v.

DENYING
~~**[PROPOSED] ORDER GRANTING**~~
~~**PLAINTIFF'S APPLICATION AND**~~
~~**MOTION FOR RECONSIDERATION**~~

17 COUNTY OF ALAMEDA, and
 18 DOES 1-10, Inclusive,
 19 Defendants.
 20 _____ /

21 On May 28, 2010, the Court issued a Memorandum and Order re:
 22 Defendant's Motion to Dismiss/Motion for Judgment on the Pleadings. Having
 23 considered Plaintiff's Application for Leave to File a Motion for Reconsideration
 24 under Local Rule 7-9, IT IS HEREBY ORDERED that plaintiff's Application is
 25 ~~GRANTED.~~ **DENIED.**

26 ~~Having considered plaintiff's Motion for Reconsideration, IT IS HEREBY~~
 27 ~~ORDERED that plaintiff's Motion is GRANTED. The Court has jurisdiction~~
 28 ~~over plaintiff's state law claims under 28 U.S.C. § 1367 because they derive from~~

1 ~~a common nucleus of operative fact with plaintiff's federal claim for damages~~
2 under the Americans with Disabilities Act and the Rehab Act of 1973, such that
3 the entire action before the court comprises one constitutional case. See Mine
4 Workers v. Gibbs, 383 U.S. 715, 725 (1966). Therefore plaintiff's claims for
5 state law injunctive relief and for attorney fees under California Civil Code
6 section 1021.5 are reinstated.

7 Moreover, in the interests of justice plaintiff is granted leave to amend her
8 Complaint to allege facts which would overcome the factual infirmities which led
9 the Court to dismiss her federal claim for injunctive relief under Article III of the
10 ~~United States Constitution.~~

11
12 **IT IS SO ORDERED.**

13 July 14
14 Dated: 7/6, 2010

