

1 Fania E. Davis, Esq., SBN: 87268  
 4100 Redwood Road #371  
 2 Oakland, California 94619  
 Telephone 510.451.0104 Ext. 2  
 3 Facsimile: 510.451.5056  
 Email: [faniad@earthlink.net](mailto:faniad@earthlink.net)

4 Attorneys for Plaintiff  
 5 WAITHIRA NJENGA

6 JOHN A. SHUPE, Esq., SBN: 87716  
 Eric K Shuit, Esq., SBN: 156167  
 7 SHUPE AND FINKELSTEIN  
 177 Bovet Road,, Suite 600  
 8 San Mateo, CA 94402  
 Telephone: 650.341.3693  
 9 Facsimile: 650.341.1395

10 Attorneys for Defendants JEAN HOLBROOK  
 And JEANNIE BOSLEY

11  
 12  
 13 **UNITED STATES DISTRICT COURT**  
 14 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**  
 15

16  
 17  
 18 WAITHIRA NJENGA,  
 19 Plaintiff,  
 20  
 21 vs.

Case No: C 08 04019 EDL

**STIPULATION FOR LEAVE TO FILE  
 FIRST AMENDED COMPLAINT AND  
 [PROPOSED] ORDER**

22 SAN MATEO COUNTY SUPERINTENDENT  
 OF SCHOOLS; JEAN HOLBROOK, In Her  
 23 Individual and Official Capacities; JEANNIE  
 BOSLEY, In Her Individual and Official  
 24 Capacities; CAROL PEX, In Her Individual  
 And Official Capacities; and DOES 1  
 25 THROUGH 10,  
 26 Defendants.  
 27

1 WHEREAS, Plaintiff seeks an Order granting her leave to file a First Amended  
2 Complaint; and

3 WHEREAS, Defendants have met and conferred with Plaintiff's counsel regarding the  
4 amended pleading; and

5 WHEREAS, the First Amended complaint, attached herewith, proposes to remove  
6 incorrectly named Defendants and add the correct name of the institutional Defendant;  
7

8 **NOW, THEREFORE, IT IS HEREBY STIUPLATED AND AGREED AS**  
9 **FOLLOWS:**

10 Defendants do not oppose Plaintiff's request for an order from the Court granting leave to  
11 file the First Amended Complaint, attached herewith. The parties agree to allow Defendants 20  
12 days to file a responsive pleading.  
13

14  
15  
16 DATED: December 19, 2008

/s/

17 FANIA E. DAVIS  
18 Attorneys for Plaintiff  
19 WAITHIRA NJENGA

20 DATED: December 19, 2008

/s/

21 JOHN A. SHUPE  
22 Attorneys For Defendants  
23

24  
25 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

26 Dated: December 22, 2008

27  
28 HON. ELIZABETH D. LAPORTE  
U.S. Magistrate Judge

