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12 KA., S.A., and Z.A.

13 UNITED STATES DISTRICT COURT  
14 NORTHERN DISTRICT OF CALIFORNIA

15 K.A., S.A., and Z.A., a minor, by and  
through her parents, K.A. and S.A.,

16 Plaintiffs,

17 v.

18 St. Helena Unified School District,

19 Defendant.

20  
21 St. Helena Unified School District,

22 Counter-Claimant,

23 v.

24 K.A., S.A., and Z.A., a minor, by and  
through her parents, K.A. and S.A.,

25 Counter-Defendants.  
26  
27

Case No. CV 09-3557 JSW

**[PROPOSED ORDER] AND STIPULATION  
TO MOVE HEARING DATES FOR  
DISTRICT'S MOTION FOR JUDGMENT  
ON THE PLEADINGS, PLAINTIFFS'  
MOTION TO STRIKE AND DISTRICT'S  
MOTION TO DISQUALIFY GUARDIAN  
AD LITEM TO JANUARY 29, 2010**

Date: February 5, 2010  
Time: 9:00 a.m.  
Dept: 11, 19th Floor  
Judge: Hon. Jeffrey S. White

Complaint Filed: August 5, 2009  
Counterclaim Filed: October 5, 2009

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SAN FRANCISCO, CA 94105

1 WHEREAS, the District filed a Motion for Judgment on the Pleadings which was  
2 scheduled to be heard on January 29, 2010 until Judge White’s December 22, 2009 order moved  
3 this hearing to February 5, 2010; and

4 WHEREAS, Plaintiffs file a Motion to Strike which was scheduled to be heard on January  
5 29, 2010 until Judge White’s December 22, 2009 order moved this hearing to February 5, 2010;  
6 and

7 WHEREAS, the District filed a Motion to Disqualify Guardian Ad Litem which is  
8 scheduled to be heard on February 5, 2010; and

9 WHEREAS, the parties have been ordered by Judge White to participate in Early Neutral  
10 Evaluation (“ENE”) by February 11, 2010; and

11 WHEREAS the evaluator’s schedule is limited and the parties and the evaluator were only  
12 able to agree to the date of January 29, 2010, a date selected because it followed the hearings on  
13 the motions which were to occur on that date; and

14 WHEREAS good cause exists to have all three motions heard on January 29, 2010 so that  
15 the parties will know during ENE whether the parents have settlement authority to resolve claims  
16 for Z.A., and because it serves the interests of economy;

17 THEREFORE, the parties, by and through their counsels of record, hereby stipulate and  
18 agree that the hearing date for (1) Defendant/counter-claimant’s Motion to Disqualify Guardian  
19 Ad Litem, (2) Defendant/counter-claimant’s Motion for Judgment on the Pleadings, and (3)  
20 Plaintiffs’ Motion to Strike, currently scheduled for 9:00 a.m., February 5, 2010, shall be moved to  
21 9:00 a.m., January 29, 2010.

22 The parties further stipulate to the following briefing schedule:

23 Plaintiffs’ and counter-defendants’ opposition to Defendant/counter-claimant’s Motion to  
24 Disqualify Guardian Ad Litem shall be filed by January 11, 2010 at 9:00 a.m.

25 Defendant and cross-claimant’s reply for the Motion to Disqualify Guardian Ad Litem  
26 shall be filed by January 15, 2010.

1 DATED: December 22, 2009

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4 By: /s/ Amy R. Levine  
SUE ANN SALMON EVANS  
AMY R. LEVINE  
5 DEBORAH L. UNGAR  
6 Attorneys for Defendant / Counter-Claimant  
St. Helena Unified School District

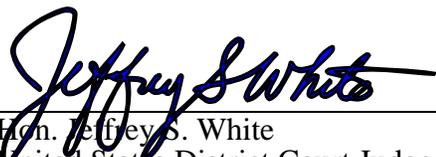
7 DATED: December 22, 2009

LEIGH LAW GROUP

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9  
10 By: /s/ Mandy G. Leigh  
11 MANDY G. LEIGH  
SARAH J. FAIRCHILD  
12 ALEXIS V. CASILLAS  
Attorneys for Plaintiffs / Counter-Defendants  
13 K.A., S.A., and Z.A., a minor, by and  
through her parents K.A. and S.A.

14 **IT IS SO ORDERED.**

15  
16  
17 DATED: January 4, 2010

  
18 Hon. Jeffrey S. White  
United States District Court Judge

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