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 14 **UNITED STATES DISTRICT COURT**
 15 **NORTHERN DISTRICT OF CALIFORNIA**

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 17 MARGIE CHERRY and ESTORIA CHERRY,
 on behalf of themselves and all others similarly
 18 situated,

Plaintiffs,

19 vs.

20 THE CITY COLLEGE OF SAN FRANCISCO
 21 (“City College”); LAWRENCE WONG, in his
 official capacity as President of the Board of
 22 Trustees; MILTON MARKS, III, in his official
 capacity as Vice-President of the Board of
 23 Trustees; DR. NATALIE BERG, JOHNNIE
 24 CARTER, JR., DR. ANITA GRIER, JULIO J.
 RAMOS, RODEL E. RODIS, in their official
 25 capacities as members of the Board of
 Trustees; and DR. PHILIP R. DAY, JR., in his
 26 official capacity as Chancellor,

27 Defendants.
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No. C 04-4981 WHA

CLASS ACTION

NOTICE OF WAIVER OF DAMAGES BY
 ESTORIA CHERRY AND MARGIE
 CHERRY & OBJECTION TO JURY
 TRIAL

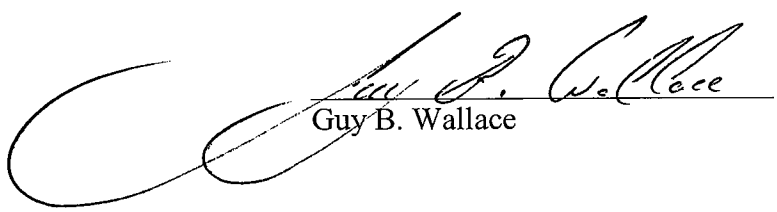
Trial Date: February 14, 2006

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Plaintiffs Estoria Cherry and Margie Cherry, on behalf of themselves only as individuals, waive any money damages with respect to their individual federal claims in the above-captioned action under Title II of the Americans with Disabilities Act of 1990, Section 504 of the Rehabilitation Act of 1973, and 42 U.S.C. § 1983. This Court did not certify a class for money damages in this action. Plaintiffs did not demand a jury trial in their Complaint, and are unwilling to agree to a jury trial. Defendants have demanded a jury trial, but have no jury trial right. Accordingly, this matter should be set for a bench trial.

Dated: January 10, 2006

SCHNEIDER & WALLACE



Guy B. Wallace