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8 Attorneys for Defendants  
LAFAYETTE SCHOOL DISTRICT  
LAFAYETTE BOARD OF EDUCATION

9 UNITED STATES DISTRICT COURT  
10 NORTHERN DISTRICT OF CALIFORNIA

11 M.M. & E.M., individually and on behalf  
12 of their minor son, C.M.,  
13 Plaintiffs,

Case No. C09-04624 SI

14 v.

**STIPULATION TO CONTINUE STATUS  
CONFERENCE AND EXTENDING TIME TO  
RESPOND TO SECOND AMENDED  
COMPLAINT**

15 LAFAYETTE SCHOOL DISTRICT,  
16 LAFAYETTE BOARD OF  
EDUCATION, the CALIFORNIA  
17 DEPARTMENT OF GENERAL  
SERVICES (DGS), and WILL BUSH, as  
18 State Director for the California  
Department of General Services,  
19 Defendants.

Complaint Filed: September 30, 2009

First Amended Complaint Filed:  
January 14, 2010

Second Amended Complaint Filed:  
June 28, 2010

20  
21 WHEREAS, the parties received Notice re Further Case Management Conference on  
22 June 3, 2010 notifying the parties that the Case Management Conference was set for July 23,  
23 2010 at 3:00 p.m.;

24 WHEREAS, Plaintiffs filed their Second Amended Complaint on June 28, 2010;

25 WHEREAS, Defendants' responsive pleadings were due on July 15, 2010;

26 WHEREAS, Defendants California Department of General Services and Will Bush  
27 filed a Notice of Motion and Motion to Dismiss Second Amended Complaint with Supporting  
28 Authorities on July 12, 2010 and calendared this motion for hearing on September 10, 2010;

1 WHEREAS, Plaintiffs have agreed to a one-day extension to July 16, 2010 for  
2 Defendants Lafayette School District and Lafayette Board of Education to file their responsive  
3 pleading;

4 WHEREAS, Defendants Lafayette School District and Lafayette Board of Education  
5 will file a responsive motion with the Court by July 16, 2010 and calendar this motion for  
6 hearing on September 10, 2010;

7 WHEREAS, the parties believe continuing the Case Management Conference is in the  
8 best interest of judicial economy as to allow the Court to hear and rule on Defendants' motions  
9 prior to the Case Management Conference.

10 **NOW, THEREFORE, IT IS HEREBY STIPULATED by and between the parties,**  
11 **through their respective counsel:**

12 1. The Case Management Conference shall be moved from July 23, 2010 at 3:00  
13 p.m. to September 24, 2010 at 3:00 p.m. or other such other date as may be convenient for the  
14 Court.

15 2. The time within which Defendants Lafayette School District and Lafayette  
16 Board of Education has to respond to the Second Amended Complaint in this matter is  
17 extended to July 16, 2010.

18 Respectfully submitted,

19  
20 DATED: July 16, 2010

DANNIS WOLIVER KELLEY

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23 By: /s/ Deborah Ungar Ettinger

24 AMY R. LEVINE  
25 DEBORAH UNGAR ETTINGER  
26 SARAH L. DANIEL  
27 Attorneys for Defendants  
28 Lafayette School District  
Lafayette Board of Education

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DATED: July 16, 2010

By: /s/ Lina Foltz  
LINA FOLTZ  
Attorneys for Plaintiffs  
M.M. & E.M., individually and on behalf of  
their son, C.M.

DATED: July 16, 2010

EDMUND G. BROWN  
ATTORNEY GENERAL OF CALIFORNIA

By: /s/ S. Michele Inan  
S. MICHELE INAN  
Deputy Attorney General  
Attorneys for Defendants  
California Department of General Services and  
Will Bush

**[PROPOSED] ORDER**

Good cause appearing, and the parties having stipulated and agreed,

IT IS HEREBY ORDERED that the Case Management Conference shall be re-scheduled for September 24, 2010 at 3:00 pm.

IT IS FURTHER ORDERED that the Defendant Lafayette School District and Lafayette Board of Education shall file its responsive pleading by July 16, 2010.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: \_\_\_\_\_, 2010



Judge Susan Illston  
United States District Judge