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8 Attorneys for Plaintiff  
 9 KIESHA WATERS

10 UNITED STATES DISTRICT COURT  
 11 NORTHERN DISTRICT OF CALIFORNIA

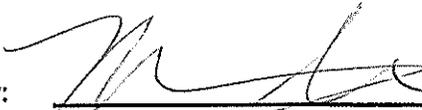
12 KIESHA WATERS,  
 13 Plaintiff,  
 14 vs.  
 15 WEST CONTRA COSTA COUNTY  
 16 UNIFIED SCHOOL DISTRICT, et al.  
 17 Defendants.

) Case No. CV 09-05776 VRW  
 )  
 ) STIPULATION AND ~~PROPOSED~~ ORDER  
 ) EXTENDING THE DEADLINE FOR  
 ) CONDUCTING A MEDIATION

18  
 19 The parties, by and through their respective attorneys of record, stipulate and agree  
 20 to extend the deadline for conducting mediation from June 16, 2010 to August 2, 2010. The  
 21 request to extend the deadline for conducting mediation is based upon the reasons set forth  
 22 with particularity in the Declaration of Counsel for Plaintiff filed concurrently herewith.  
 23

24 Dated: May 27, 2010

RUFUS L. COLE & ASSOCIATES

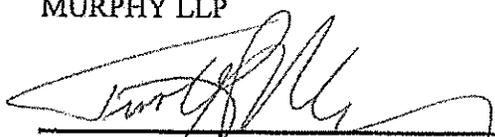
25  
 26 By:   
 27 Rufus L. Cole  
 28 Attorneys for Plaintiff  
 KIESHA WATERS

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Dated: May 27, 2010

EDRINGTON, SCHIRMER &  
MURPHY LLP

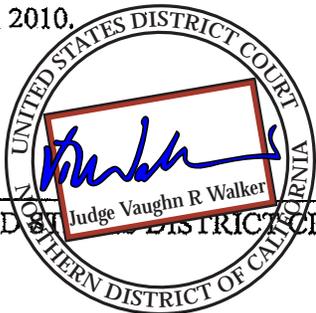
By: 

Timothy P. Murphy  
Attorneys for Defendants  
WEST CONTRA COSTA UNIFIED  
SCHOOL DISTRICT, ROXANNE  
BROWN-GARCIA, MARKELL  
MCCAIN

**ORDER**

PURSUANT TO STIPULATION, IT IS HEREBY ORDERED that the deadline for  
conducting mediation shall be extended to August 2, 2010.

Dated: June 3, 2010

  
UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
Judge Vaughn R. Walker  
CHIEF JUDGE

1 Rufus L. Cole, Esq. (SB# 60843)  
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8 Attorneys for Plaintiff  
9 KIESHA WATERS

10 UNITED STATES DISTRICT COURT  
11 NORTHERN DISTRICT OF CALIFORNIA

12 KIESHA WATERS,

13 Plaintiff,

14 vs.

15 WEST CONTRA COSTA COUNTY  
16 UNIFIED SCHOOL DISTRICT, et al.

17 Defendants.

) Case No. CV 09-05776 VRW

) DECLARATION OF COUNSEL FOR  
) PLAINTIFF IN SUPPORT OF PLAINTIFF'S  
) REQUEST TO EXTEND THE DEADLINE  
) FOR CONDUCTING A MEDIATION

18  
19 I, MONICA S. LEE, declare herein:

20 1. I am an attorney duly licensed to practice law in all of the courts of the State  
21 of California, am a member of the bar of this Court, and am an attorney with RUFUS L.  
22 COLE & ASSOCIATES, counsel for Plaintiff KIESHA WATERS, in the above-captioned  
23 case.

24 2. This declaration is submitted in support of Plaintiff's request to extend the  
25 deadline for conducting mediation from June 16, 2010 to August 2, 2010.

26 3. Pursuant to the Stipulation and Order Selecting ADR Process, filed on March  
27 18, 2010, the parties are to complete court annexed mediation by June 16, 2010.

1 4. Pursuant to this court's order, the parties scheduled mediation with the court  
2 appointed mediator, JoAnne Dellaverson, which was to take place on May 26, 2010.  
3 However, on May 25, 2010, Plaintiff's attorney of record Mr. Cole had a medical  
4 emergency that made him unavailable for the May 26<sup>th</sup> mediation date. Mr. Cole's  
5 unavailability was communicated to all parties and the mediator and a request was made to  
6 continue the mediation to a mutually agreeable date.

7 5. On May 25, 2010, I was informed by Ms. Dellaverson that she would be  
8 unavailable from May 30<sup>th</sup> to June 15<sup>th</sup> and that it would not be possible for the parties to  
9 agree to continue the mediation due to the court ordered deadline of June 16, 2010.

10 6. Based upon the facts set forth above, on May 26, 2010 I advised counsel for  
11 defendants of plaintiff's intention to file a request with the court to extend the deadline for  
12 mediation.

13  
14 I declare under penalty of perjury under the laws of the United States of America  
15 that the foregoing is true and correct. Executed this 27<sup>th</sup> day of May 2010.

16  
17 By:   
18 MONICA S. LEE