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8 UNITED STATES DISTRICT COURT  
 9 NORTHERN DISTRICT OF CALIFORNIA

10 EVELYN FRANCISCO,

11 Petitioner,

12 vs.

13 OAKLAND UNIFIED SCHOOL DISTRICT,

14 Respondent.

Case No. C10-04992 MEJ

**PETITIONER FRANCISCO AND  
 RESPONDENT OUSD'S JOINT STIPULATED  
 BRIEFING SCHEDULE AND ~~PROPOSED~~  
 ORDER THEREON**

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1           **IT IS HEREBY STIPULATED AND AGREED** by Petitioner, EVELYN FRANCISCO (“Ms.  
2 Francisco”), and Respondent, OAKLAND UNIFIED SCHOOL DISTRICT (“District”), by and through  
3 their respective attorneys (collectively, “the Parties”), that:

4           WHEREAS, Ms. Francisco’s current H-1B Visa is set to expire on June 30, 2011;

5           WHEREAS, the Court is asked to determine whether or not the District must sponsor  
6 renewal of Ms. Francisco for another H-1B Visa;

7           WHEREAS, the parties have entered into and filed a Joint Stipulation to Pertinent Facts; and

8           WHEREAS, the Parties have agreed to not engage in any discovery in this matter;

9           The Parties hereby respectfully submit the following briefing schedule for the instant action  
10 in order that the matter may be decided by the Court, subject to the Court’s discretion, by June 27,  
11 2011:

- 12           1.           On or before June 2, 2011, the District shall e-file any Opposition (and papers in  
13 support thereof) (“Opposition”) to Ms. Francisco’s memorandum of points and  
14 authorities in support of writ of mandate, *et seq.*, that Ms. Francisco filed in  
15 Alameda Superior Court on September 27, 2010;
- 16           2.           On or before June 9, 2011, Ms. Francisco shall e-file any Reply (and papers in  
17 support thereof) to the District’s Opposition;
- 18           3.           As of June 10, 2011, the Parties and the Court will consider the matter submitted  
19 to the Court for consideration and decision without oral argument, except and  
20 unless specifically ordered to appear before the Court for oral argument;
- 21           4.           If the Court orders the Parties to appear for oral argument, the Parties will appear  
22 on Thursday, June 23, 2011 at 10:00 a.m. in Courtroom B, 15<sup>th</sup> Floor; and

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5. The Court will issue an Order on the pending action on or before June 27, 2011, subject to the Court's availability and discretion in making a decision on such matter on or before that date.

**IT IS SO STIPULATED.**

Dated: May 26, 2011

**BEESON, TAYER & BODINE, APC**

By: \_\_\_\_\_ /s

David Weintraub  
Attorneys for Petitioner  
EVELYN FRANCISCO

Dated: May 26, 2011

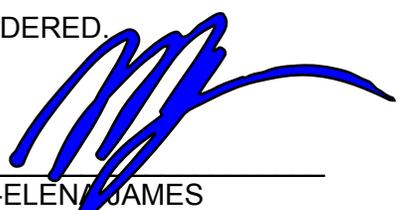
**OUSD OFFICE OF THE GENERAL COUNSEL**

By: \_\_\_\_\_ /s

Michael L. Smith  
Attorneys for Respondent  
OAKLAND UNIFIED SCHOOL  
DISTRICT

**GOOD CAUSE APPEARING**, the Court hereby adopts and enters as its own order the Parties' stipulated briefing schedule set forth above. IT IS SO ORDERED.

Date: \_\_\_\_\_  
May 31, 2011

  
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HON. MARIA-ELEN JAMES  
United States District Court Judge

L305045.P006