

1 Marsha J. Chien, State Bar No. 275238
 2 Christopher Ho, State Bar No. 129845
 3 THE LEGAL AID SOCIETY –
 4 EMPLOYMENT LAW CENTER
 5 180 Montgomery Street, Suite 600
 6 San Francisco, California 94104
 7 Telephone: (415) 864-8848
 8 Facsimile: (415) 593-0096
 9 E-mail: mchien@las-elc.org
 10 cho@las-elc.org

11 Attorneys for Plaintiff
 12 VICTOR GUERRERO

13 **IN THE UNITED STATES DISTRICT COURT**
 14 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

15 VICTOR GUERRERO,

16 Plaintiff,

17 v.

18 CALIFORNIA DEPARTMENT OF
 19 CORRECTIONS AND REHABILITATION;
 20 STATE PERSONNEL BOARD; and, in their
 21 official capacities, JEFFREY BEARD,
 22 Secretary of the California Department of
 23 Corrections and Rehabilitation; SUZANNE
 24 AMBROSE, Executive Officer of State
 25 Personnel Board; K. CARROLL, Lieutenant;
 26 D. SHARP, Sergeant; BARBARA
 27 LEASHORE, Hearing Officer; C. HESTER,
 28 Lieutenant; V. MAYOL, Lieutenant; S. COX,
 Lieutenant; V. MYERS, Sergeant; JOHN (OR
 JANE) DOES 1-100, all of whose names are
 unknown,

Defendants.

) Case No. 3:13-cv-05671-WHA

) **STIPULATION AND ~~PROPOSED~~**
) **ORDER RE ERROR ON DEPOSITION**
) **READ-IN**

) Trial Date: June 15, 2015
) Time: 7:30 a.m.
) Ctrm: 8 (19th Floor)

) [Hon. William Alsup]

1 **STIPULATION**

2 On Monday, June 15, 2015, during the trial of this matter and in the course of reading
3 from the deposition transcript of Barbara Leashore, counsel for Plaintiff inadvertently omitted a
4 question and answer from that transcript. The omitted portion was later read into the record at
5 178:21-23 of that day’s trial transcript. Exh. A to Declaration of Elizabeth Fulton (“Fulton
6 Decl.”). The reporter noted this omitted portion, as well as the discussion thereon between
7 counsel and the Court, on an index page of the June 15 trial transcript (67:14). Exh. B to Fulton
8 Decl. The Court subsequently directed the parties to meet and confer with respect to a
9 stipulation that would identify and rectify this error in the read-in.

10 The parties hereby stipulate that the omitted portion (178:21-23) be treated as if it had
11 been read between lines 16 and 17 on page 173 of the June 15 trial transcript, Exh. C to Fulton
12 Decl., so as to accurately track the deposition of Ms. Leashore.

13 This stipulation is submitted jointly by all the parties to this action. In compliance with
14 Civil L.R. 5-1(i)(3), the undersigned filer of this document attests that concurrence in the filing
15 of this document has been obtained from each of the other signatories. Pursuant to Civ. L.R. 7-
16 12, a complete list of the parties is contained on the signature page of this document. A proposed
17 order is appended herewith.

18
19 DATED: June 23, 2015

20 Marsha J. Chien
21 Christopher Ho
22 LEGAL AID SOCIETY- EMPLOYMENT
23 LAW CENTER

24 By: /s/ Marsha J. Chien
25 MARSHA J. CHIEN

26 Attorneys for Plaintiff
27
28

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

DATED: June 23, 2015

Alvin Gittisriboongul
Dorothy Bacskai Egel
STATE PERSONNEL BOARD

By: /s/
DOROTHY BACSKAI EGEL

Attorneys for SPB and SPB Individual
Defendants

DATED: June 23, 2015

Christopher M. Young
Fiel D. Tigno
Miguel A. Neri
CALIFORNIA DEPARTMENT OF
JUSTICE

By: /s/
Christopher M. Young


Attorneys for CDCR and
CDCR Individual Defendants

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

~~PROPOSED~~ ORDER

Pursuant to stipulation, and good cause appearing, IT IS SO ORDERED. The June 15, 2015 trial transcript shall be treated as if the matters appearing at 178:21-23 had instead been read in between lines 16 and 17 on page 173 of that transcript.

Dated: June 29, 2015



WILLIAM ALSUP
UNITED STATES DISTRICT JUDGE