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11 Attorneys for Plaintiff
 12 JOHN DOE, by and through his
 Guardian ad Litem, HERB THOMAS
 13

14 UNITED STATES DISTRICT COURT
 15 NORTHERN DISTRICT OF CALIFORNIA

16 JOHN DOE, by and through his Guardian ad)	Case No.: C-14-02167 HSG
Litem, C.D.,)	
)	
18 Plaintiff,)	JOINT STIPULATION AND
)	PROPOSED ORDER FOR
19 vs.)	EXPEDITED HEARING OF
)	PLAINTIFF'S PETITION TO
20 MT. DIABLO UNIFIED SCHOOL)	COMPROMISE PENDING ACTION
DISTRICT, a public entity,)	
21 And DOES 1-100, inclusive,)	
)	
22 Defendants.)	
)	

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 26 The Parties, Plaintiff JOHN DOE, by and through his Guardian ad Litem, Herb Thomas,
 27 and Defendant MT. DIABLO UNIFIED SCHOOL DISTRICT, hereby file this Joint Stipulation
 28 for Expedited Hearing of Petition to Compromise Pending Action on the following grounds.

1 This matter was settled by a compromised settlement by all parties on June 22, 2015. As
2 the Plaintiff is an incapacitated person, Court approval is sought in order to approve this
3 settlement including an order to allow counsel to establish a Special Needs Trust on behalf of
4 John Doe.

5 This matter involves a Guardian ad Litem in California, and co-counsel for the Plaintiff
6 has their offices in Florida and New York, hence time has been a factor in getting all paperwork
7 filed with this Court. At the beginning of the gathering and exchange of settlement documents,
8 the Court's calendar had availability for August 20, 2015 for the hearing on Plaintiff's Petition
9 for Compromise of Pending Action ("Petition"). When Plaintiff's counsel filed the Petition on
10 Monday, August 3, 2015, the Court no longer had available the date of August 20, 2015.
11 Plaintiff then selected September 10, 2015 for the hearing. Due to a minor filing issue, the
12 Petition filed on August 3 was rejected and the hearing date of September 10, 2015 was no
13 longer available to the parties. Upon Plaintiff's refiling of the Petition, the September 10, 2015
14 date was no longer available and the soonest available date Plaintiff could select for the hearing
15 was October 1, 2015.

16 Plaintiff's counsel has contacted Defendant Mt. Diablo Unified School District's counsel,
17 Timothy Murphy, who has advised he has no objection to the entry of this stipulation, and joins
18 Plaintiff in this stipulation due to the settlement being effectuated on June 22, 2015.

19 The parties respectfully request that this Honorable Court shorten the time in which the
20 hearing is to take place and **allow for the September 10, 2015 hearing to take place at 2:00**
21 **p.m.**, as counsel for each of the parties and the Guardian ad Litem are available to attend the
22 hearing at this date and time.

23 The parties further respectfully request that the hearing on the Petition be held
24 confidentially in a closed session since the subject matter is confidential and concerns privileged

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28 ///

1 settlement information.

2
3 DATED: August 13, 2015

4 By: [Signature]
5 Jeffrey M. Herman, Esq.
(Admitted *Pro Hac Vice*)
6 Daniel G. Ellis, Esq.
7 Calif. Bar No. 298639
Attorneys for Plaintiff John Doe

DATED: August 13, 2015

By: [Signature]
Timothy P. Murphy, Esq.
Calif. Bar No. 120920
Edrington, Schirmer & Murphy LLP
Attorneys for Defendant Mt. Diablo
Unified School District

8 And

9 By: [Signature]
10 MARY E. ALEXANDER, ESQ.
11 Calif. Bar No. 104173
12 JENNIFER L. FIORE, ESQ.
13 Calif. Bar No. 203618
14 SOPHIA M. ASLAMI, ESQ.
15 Calif. Bar No. 262712
16 MARY ALEXANDER & ASSOCIATES, P.C.
Attorneys for Plaintiff

17 **ORDER GRANTING EXPEDITED HEARING REQUEST**

18 IT IS SO ORDERED:

19 The Joint Stipulation for Expedited Hearing on Petition to Compromise Pending Action
20 is hereby Granted. The hearing will be held on September 10, 2015 at 2:00 p.m. before this
21 Court.

22 Dated: August 17, 2015

[Signature]
23 THE HONORABLE HAYWOOD S. GILLIAM, JR.