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26 Attorneys for Plaintiffs

27 UNITED STATES DISTRICT COURT  
 28 NORTHERN DISTRICT OF CALIFORNIA

29 MICHELE SMITH and M.M., a minor by and  
 30 through his guardian ad litem MICHELE SMITH

31 Plaintiff(s),

32 vs.

33 ANTIOCH UNIFIED SCHOOL DISTRICT,  
 34 TOBINWORLD, SARA FORGHANI, ANDREW  
 35 ALTES and DOES 1-30

36 Defendant(s).

) CASE No. 3:16-cv-01676-RS

) Assigned to Hon. Richard Seeborg

) **STIPULATION & ~~PROPOSED~~ ORDER**  
 ) **FOR EXTENSION OF TIME FOR THE**  
 ) **DEPOSITIONS OF DEFENDANTS'**  
 ) **WITNESSES**

) Trial date: June 18, 2018

1 Defendants Tobinworld, Sara Forghani, and Antioch Unified School District (AUSD) and  
2 Plaintiffs Michele Smith and M.M., a minor by and through his guardian ad litem MICHELE  
3 SMITH, through counsel, hereby stipulate:

- 4 1. Whereas fact discovery closes on September 15, 2017; and
- 5 2. Two of Tobinworld's witnesses noticed for deposition by Plaintiffs reside in Glendale,  
6 California and they and their counsel are not available on the dates noticed before  
7 September 15, 2017; and Tobinworld's witness Mike Williams resides in Scottsdale,  
8 AZ; and
- 9 3. Two of AUSD's witnesses noticed for deposition by Plaintiffs, Susan Mead and  
10 Donald Gill, are not available for deposition prior to the September 15, 2017 close of  
11 fact discovery and AUSD has agreed to produce the witnesses for deposition within 30  
12 days after the September 27 Settlement Conference, in the event the case does not  
13 settle; therefore
- 14 4. Plaintiffs and Defendants Tobinworld, Sarah Forghani and AUSD agree to extend the  
15 time for completing the depositions of Judy Weber and Tobinworld's Rule 30(b)(6)  
16 deposition until October 5 and 6, 2017 in Burbank; and Mike Williams in Scottsdale  
17 AZ on October 13, 2017 and the depositions of Susan Mead and Donald Gill to a date to  
18 be determined within 30 days after the September 27, 2017 Settlement Conference.
- 19 5. Counsel for Defendant Andrew Altes does not object to the stipulation and is available  
20 for the depositions in Burbank on October 5 and 6 2017 and in Scottsdale, AZ on  
21 October 13, 2017.

22 **SO STIPULATED.**

24 Dated: September 6, 2017

PERRY, JOHNSON, ANDERSON,  
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/s/ Anne C. D'Arcy

DAVID F. BEACH

ANNE C. D'ARCY

Attorneys for Defendants

TOBINWORLD & SARA FORGHANI

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Dated: September 6, 2017

LAW OFFICES OF TODD BOLEY

/s/ Todd Boley

TODD BOLEY  
Attorney for PLAINTIFFS

Dated: September 6, 2017

LAW OFFICES OF PETER ALFERT, APC

/s/ Peter Alfert

PETER ALFERT  
Attorney for PLAINTIFFS

Dated: September 6, 2017

CHAPMAN & INTRIERI, LLP

/s/ Jessica Fakhimi

MARK G. INTRIERI  
JESSICA FAKHIMI  
Attorneys for Defendant AUSD

Dated: September 6, 2017

LEONE & ALBERTS

/s/ Ioana Mondescu

LOUIS LEONE  
IOANA R. MONDESCU  
Attorney for Defendant AUSD

Dated: September 6, 2017

ERICKSEN ARBUTHNOT

/s/Rachel Szela

JASON MAUCK  
RACHEL SZELA  
Attorney for Defendant ANDREW ALTES


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~~PROPOSED~~ ORDER

Pursuant to the Stipulation of Plaintiffs and Defendants Tobinworld, Sara Forghani and AUSD, and there being no objection by Defendant Andrew Altes, and good cause appearing, it is hereby ordered that the fact discovery deadline may be extended for the depositions of Judy Weber and Tobinworld's Rule 30(b)(6) deposition on October 5 and 6, 2017 and Mike Williams on October 13, 2107 and AUSD'S witnesses Susan Mead and Donald Gill to a date to be determined within 30 days after the September 27 Settlement Conference.

**SO ORDERED.**

Dated: 9/8 \_\_\_\_\_, 2017

  
UNITED STATES DISTRICT COURT JUDGE  
RICHARD SEEBORG