

1 KENNETH E. KELLER [SBN 71450] kkeller@ksrh.com
2 THOMAS H. SLOAN, JR. [SBN 58322] tsloan@ksrh.com
3 JENNIFER R. MCGLONE [SBN 209228] jmcglone@ksrh.com
4 ETHAN I. JACOBS [SBN 291838] ejacobs@ksrh.com
5 KELLER, SLOAN, ROMAN & HOLLAND LLP
6 555 Montgomery Street, 17th Floor
7 San Francisco, CA 94111
8 Telephone: (415) 249-8330
9 Facsimile: (415) 249-8333

10 LAURENCE W. KESSENICK [SBN 45433] lkessenick@kgf-lawfirm.com
11 SCOTT C. KESSENICK [SBN 295999] skessenick@kgf-lawfirm.com
12 KESSENICK, GAMMA, & FREE, LLP
13 44 Montgomery Street, Suite 3880
14 San Francisco, CA 94014
15 Telephone: (415) 362-9400
16 Facsimile: (415) 352-9401

17 Attorneys for Defendant
18 Accrediting Commission for Community and Junior Colleges

19 STEPHEN P. BERZON [SBN 46540] sberzon@altber.com
20 EILEEN B. GOLDSMITH [SBN 218029] egoldsmith@altber.com
21 PEDER J. V. THOREEN [SBN 217081] pthoreen@altber.com
22 MEREDITH A. JOHNSON [SBN 291018] mjohnson@altber.com
23 REBECCA C. LEE [SBN 305119] rlee@altber.com
24 Altshuler Berzon LLP
25 177 Post Street, Suite 300
26 San Francisco, California 94108
27 Telephone: (415) 421-7151
28 Facsimile: (415) 362-8064

ROBERT J. BEZEMEK [SBN 058740] rjbezemek@bezemeklaw.com
DAVID CONWAY [SBN 253903] dconway@bezemeklaw.com
Law Offices of Robert J. Bezemek
A Professional Corporation
The Latham Square Building
1611 Telegraph Avenue, Suite 936
Oakland, California 94612
Telephone: (510) 763-5690
Facsimile: (510) 763-4255

Attorneys for Plaintiffs

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

Case No. 3:16-cv-03411 HSG

AFT LOCAL 2121; PALOMAR FACULTY
FEDERATION, AFT LOCAL 6161;
MENDOCINO COLLEGE FEDERATION OF
TEACHERS, AFT LOCAL 6322; AND SAN
JOSE-EVERGREEN FEDERATION OF
TEACHERS, AFT LOCAL 6157, ON BEHALF
OF THEMSELVES AND THEIR MEMBERS
TO THE EXTENT PERMITTED BY
GOVERNMENT CODE SECTION 3543.8;
CALIFORNIA FEDERATION OF
TEACHERS, ALISA MESSER; TIM
KILLIKELLY; KAREN SAGINOR;
SHANNON LIENHART; SHANELL
WILLIAMS; AUGUSTA GOLDSTEIN,

Plaintiffs,

vs.

ACCREDITING COMMISSION FOR
COMMUNITY AND JUNIOR COLLEGES, *et*
al.,

Defendants.

**JOINT STIPULATION REGARDING
ENLARGEMENT OF BRIEFS ON
DEFENDANT ACCJC'S MOTION TO
DISMISS PLAINTIFFS' SECOND
AMENDED COMPLAINT; ~~PROPOSED~~
ORDER**

17
18
19
20
21
22
23
24
25
26
27
28

STIPULATION

Pursuant to Local Rules 7-11 and 7-12 of the Northern District of California, Defendant Accrediting Commission for Community and Junior Colleges ("ACCJC") and Plaintiffs AFT Local 2121; Palomar Faculty Federation, AFT Local 6161, Mendocino College Federation of Teachers, AFT Local 6322, San Jose-Evergreen Federation of Teachers, AFT Local 6157, California Federation of Teachers, Alisa Messer, Tim Killikelly, Karen Saginor, Shannon Lienhart, Shanell Williams, and Augusta Goldstein ("Plaintiffs") respectfully stipulate as follows:

WHEREAS, Plaintiff filed its Second Amended Complaint in this action on November 4, 2016 (D.I. 57, the "SAC");

WHEREAS, Defendant ACCJC currently has up to and including December 5, 2016 to answer, move, and/or otherwise respond to the SAC;

WHEREAS, the SAC is voluminous, asserting seven separate causes of action and including

1 326 numbered paragraphs on 76 pages;

2 WHEREAS, Defendant has indicated that it will move to dismiss all seven causes of action
3 in the SAC;

4 THEREFORE, IT IS HEREBY STIPULATED by and between the parties, and through their
5 respective attorneys of record and subject to order of the Court, as follows:

6 (1) ACCJC may file a memorandum of points and authorities not to exceed 30 pages in
7 support of a motion to dismiss Plaintiffs' Second Amended Complaint.

8 (2) Plaintiffs may file a memorandum of points and authorities not to exceed 30 pages in
9 opposition to ACCJC's motion to dismiss Plaintiffs' Second Amended Complaint.

10 (3) ACCJC may file a reply memorandum of points and authorities not to exceed 20
11 pages in further support of its motion to dismiss Plaintiffs' Second Amended
12 Complaint.

13 IT IS SO STIPULATED, THOROUGH COUNSEL OF RECORD.
14

15 Dated: November 8, 2016

KELLER, SLOAN, ROMAN & HOLLAND LLP

16

17

By: /s/ Kenneth E. Keller

KENNETH E. KELLER

18

Attorneys for Defendant Accrediting Commission
for Community and Junior Colleges

19

Dated: November 8, 2016

ALTSHULER BERZON LLP

20

21

By: /s/ Eileen B. Goldsmith

EILEEN B. GOLDSMITH

22

Attorneys for Plaintiffs

23

24

25

26

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

CIVIL L.R. 5-1(i) ATTESTATION

I, Kenneth E. Keller, hereby attest that I have been authorized by Eileen B. Goldsmith, counsel for Plaintiffs, to execute on her behalf this Joint Stipulation Regarding Enlargement of Briefs on Defendant ACCJC’s Motion to Dismiss Plaintiffs’ Second Amended Complaint.

Dated: November 8, 2016

/s/ Kenneth E. Keller
Kenneth E. Keller

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

As stipulated and agreed to by the Parties, ACCJC may file a memorandum of points and authorities not to exceed 30 pages in support of a motion to dismiss Plaintiffs' Second Amended Complaint; Plaintiffs may file a memorandum of points and authorities not to exceed 30 pages in opposition to ACCJC's motion to dismiss Plaintiffs' Second Amended Complaint; and ACCJC may file a reply memorandum of points and authorities not to exceed 20 pages in further support of its motion to dismiss Plaintiffs' Second Amended Complaint.

IT IS SO ORDERED.

Dated: November 10, 2016

