21 22 23 24 25 26	22         Complainant.           23	minor, Defendant and Counter-		STIPULATION AND <del>PROPOSED</del> ORDE TO CONTINUE HEARING DATE AND BRIEFING SCHEDULE		漫画・14 NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION	12 13 UNITED STATES DISTRICT COURT	$\mathbf{II}_{\widetilde{\mathbf{A}}}$ <b>11</b> Attorney for D.W.	<ul> <li>FAGEN FRIEDMAN &amp; FULFROST, LLP Lenore Silverman, SBN 146112</li> <li>Isilverman@f3law.com David R. Mishook, SBN 273555</li> <li>dmishook@f3law.com 70 Washington Street, Suite 205</li> <li>Oakland, California 94607 Phone: 510-550-8200</li> <li>Fax: 510-550-8211</li> <li>Attorneys for TAMALPAIS UNION HIGH SCHOOL DISTRICT</li> <li>Susan Foley, SBN 234319</li> <li>Law Offices of Susan Foley 1169 Chess Drive, Ste. C, Foster City, CA 94404 Phone: 650-345-2300</li> <li>susanfoley@aol.com</li> </ul>
	<ul> <li>25 Pursuant to Local Rule 7-11, the Pa</li> <li>26 WHEREAS, briefing and hearing f</li> <li>27 judgment was set by this Court, pursuant to</li> <li>28 WHEREAS, David Mishook, prima</li> </ul>	WHEREAS, briefing and hearing to t was set by this Court, pursuant to WHEREAS, David Mishook, prime	Complainant. Pursuant to Local Rule 7-11, the I WHEREAS, briefing and hearing gment was set by this Court, pursuant WHEREAS, David Mishook, prir	g for the Parties' currently set cross-motions for summar to the Parties' stipulation, on November 18, 2016; mary counsel for Plaintiff, is lead counsel in a matter 3:16-CV-04350-H	Plaintiff and Counter- Defendant, vs. D.W., a minor, Defendant and Counter- Complainant. Pursuant to Local Rule 7-11, the Parties hereby stipulate and request as follows: WHEREAS, briefing and hearing for the Parties' currently set cross-motions for summary	<ul> <li>Normalian of the information of the parties is the ease interest of the information of the parties is the ease interest of the ease</li></ul>	<ul> <li>NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION</li> <li>IS</li> <li>IS</li> <li>TAMALPAIS UNION HIGH SCHOOL DISTRICT, a local educational agency, Plaintiff and Counter- Defendant,</li> <li>VS.</li> <li>D.W., a minor,</li> <li>Defendant and Counter- Complainant.</li> <li>Defendant and Counter- Complainant.</li> <li>Pursuant to Local Rule 7-11, the Parties hereby stipulate and request as follows: WHEREAS, briefing and hearing for the Parties' currently set cross-motions for summary judgment was set by this Court, pursuant to the Parties' stipulation, on November 18, 2016; WHEREAS, David Mishook, primary coursel for Plaintiff, is lead counsel in a matter</li> </ul>	<ul> <li>NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION</li> <li>IS</li> <li>IS</li> <li>IAMALPAIS UNION HIGH SCHOOL DISTRICT, a local educational agency, Plaintiff and Counter- Defendant,</li> <li>VS.</li> <li>D.W., a minor,</li> <li>Defendant and Counter- Complainant.</li> <li>Defendant and Counter- Complainant.</li> <li>Pursuant to Local Rule 7-11, the Parties hereby stipulate and request as follows:</li> <li>WHEREAS, briefing and hearing for the Parties' currently set cross-motions for summary judgment was set by this Court, pursuant to the Parties' stipulation, on November 18, 2016;</li> <li>WHEREAS, David Mishook, primary counsel for Plaintiff, is lead counsel in a matter</li> <li>3:16-CV-04350-HSG</li> </ul>	12       13       UNITED STATES DISTRICT COURT         14       NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION         15       16         16       TAMALPAIS UNION HIGH SCHOOL DISTRICT, a local educational agency,         17       Plaintiff and Counter- Defendant,         18       vs.         19       vs.         10       D.W., a minor,         11       Defendant and Counter- Complainant.         12       Pursuant to Local Rule 7-11, the Parties hereby stipulate and request as follows:         WHEREAS, briefing and hearing for the Parties' currently set cross-motions for summary         12       WHEREAS, David Mishook, primary counsel for Plaintiff, is lead counsel in a matter         3:16-CV-04350-HSG

1	before the California Court of Appeal, Fourth District, Third Division, Case No. G052409;
2	WHEREAS on January 12, 2017, the Court of Appeal issued a Calendar Notice setting
3	oral argument in Case No. G052409 for February 23, 2017 at 1:30 p.m. in Santa Ana, CA; and
4	WHEREAS the hearing on the Parties' cross-motions for summary judgment now directly
5	conflicts with plaintiff counsel's scheduled oral argument;
6	THE PARTIES HEREBY STIPULATE AND REQUEST that the hearing date for the
7	Parties' cross-motions for summary judgment be continued to March 30, 2017, at 2:00 p.m., that
8	the deadline for filing opening cross-motions be set for February 6, 2017, and that the deadline for
9	filing oppositions be set for February 23, 2017. As previously agreed, neither party shall be
10	allowed the opportunity to file a reply.
11	DATED: January 13, 2017 FAGEN FRIEDMAN & FULFROST, LLP
12	
13	By: /s/ David R. Mishook
14	David R. Mishook
15	Attorneys for Defendant Tamalpais Union High School District
16	
17	DATED: January 13, 2017 LAW OFFICES OF SUSAN FOLEY
18	
19	By: /s/ Susan Foley
20	Susan Foley Attorneys for Plaintiffs
21	
22	IT IS SO ORDERED:
23	
24	DATED: January <u>17</u> , 2017
25	Starming & left
26	Hon. Haywood S. Gilliam, Jr.
27	00250-00177/3424057.1 United States District Judge
28	
	2 3:16-CV-04350-HSG
	STIPULATION AND PROPOSED ORDER TO CONTINUE HEARING AND BRIEFING DATES

Fagen Friedman & Fulfrost, LLP 70 Washington Street, Suite 205 0akland, California 94607 Main: 510-550-8200 • Fax: 510-550-8211