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9 Attorneys for Plaintiffs

10 UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 11 SAN FRANCISCO/OAKLAND DIVISION

12	LYDIA DOMINGUEZ, et al.,)	Case No. C 09-02306 CW
)	
13	Plaintiffs,)	
)	<u>CLASS ACTION</u>
14	v.)	
)	STIPULATION AND ORDER
15	EDMUND G. BROWN, Jr., et al,)	CONTINUING DEADLINES
)	
16	Defendants.)	
)	
17)	
)	

18 _____)

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1 WHEREAS, the United States Supreme Court granted review of the decision issued by the
2 United States Court of Appeals for the Ninth Circuit affirming the preliminary injunction in this case, in
3 the consolidated cases of *Douglas (formerly Maxwell-Jolly) v. Independent Living Center of Southern*
4 *California*, U.S. Supreme Court Case No. 09-958, *Douglas v. California Pharmacists Ass'n*, U.S.
5 Supreme Court Case No. 09-1158; and *Douglas v Santa Rosa Memorial Hospital*, U.S. Supreme Court
6 Case No. 10-283; and

7 WHEREAS, these consolidated cases have been set for oral argument in the United States
8 Supreme Court on October 3, 2011; and

9 WHEREAS, this Court previously signed a stipulation and order staying the case pending
10 disposition of *Douglas v. California Pharmacists Ass'n*, U.S. Supreme Court Case No. 09-1158, except
11 that the Court can lift this stay at any time and any party can lift this stay upon three (3) calendar days'
12 prior written notice to the Court and all other parties; and

13 WHEREAS, that stay remains in place at the present time; and

14 WHEREAS, this Court's prior order stated that, absent a further stipulation or order of the Court,
15 the dates set for court appearances will remain on calendar; and

16 WHEREAS, the parties agree that it would more efficient for Court and the parties to vacate the
17 dates on the court's calendar for the pretrial conference currently scheduled for November 22, 2011 and
18 the two week trial currently schedule to start on December 5, 2011 pending resolution of *Douglas v.*
19 *California Pharmacists Ass'n*, U.S. Supreme Court Case No. 09-1158.

20 IT IS HEREBY STIPULATED between the parties through their respective counsel that, subject
21 to Court approval,

- 22 1. The further case management conference scheduled for August 25, 2011 is taken off
23 calendar.
- 24 2. The further case management conference will be rescheduled for November 17, 2011.
- 25 3. The parties, by filing another Stipulation and Order, may request an earlier or later date
26 for the further case management conference.

1 4. The pretrial conference currently scheduled for November 22, 2011 and the two week
2 trial currently schedule to start on December 5, 2011 are vacated and will be reset after
3 the stay currently in place is lifted.

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6 Dated: August 12, 2011

Respectfully submitted,

7 STEPHEN P. BERZON
8 SCOTT A. KRONLAND
9 STACEY M. LEYTON
10 PEDER J. THOREEN
11 ANNE N. ARKUSH
12 Altshuler Berzon LLP

By: /s/ Stacey M. Leyton
Attorneys for Plaintiffs

13 Dated: August 12, 2011

Respectfully submitted,

14 KAMALA D. HARRIS
15 Attorney General of California
16 SUSAN M. CARSON
17 Supervising Deputy Attorney General
18 JENNIFER A. BUNSHOFT
19 Deputy Attorney General

By: /s/ Susan M. Carson
Attorneys for State Defendants

20 Dated: August 12, 2011

Respectfully submitted,

21 MICHAEL G. WOODS
22 TIMOTHY J. BUCHANAN
23 MANDY L. JEFFCOACH
24 McCormick, Barstow, Sheppard,
25 Wayte & Carruth LLP

By: /s/ Mandy L. Jeffcoach
Attorneys for Fresno Defendants

GENERAL ORDER 45 ATTESTATION


I, Stacey M. Leyton, am the ECF user whose ID and password are being used to file this stipulation and proposed order. In compliance with General Order 45, X.B., I hereby attest that Defendants' counsel have concurred in the filing of this document with their electronic signatures.

Dated: August 12, 2011

By: /s/ Stacey M. Leyton
Attorneys for Plaintiffs

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: August 16, 2011


Honorable Claudia A. Wilken
United States District Court Judge