

1 Shawna L. Ballard (SBN 155188)
 2 sballard@mckoolsmith.com
 3 Stephanie M. Adams Ryan (SBN 289548)
 4 sadamsryan@mckoolsmith.com
 5 Kate Falkenstien (SBN 313753)
 6 kfalkenstien@mckoolsmith.com
 7 Vandya Swaminathan (SBN 287896)
 8 vswaminathan@mckoolsmith.com
 9 MCKOOL SMITH, P.C.
 10 255 Shoreline Drive, Suite 510
 11 Redwood Shores, California 94065
 12 Telephone: (650) 394-1400
 13 Facsimile: (650) 394-1422

Attorneys for Plaintiff, Jorge Rico

XAVIER BECERRA
 Attorney General of California
 NEAH HUYNH
 Acting Supervising Deputy Attorney General
 HEEWON HEIDI SEO
 Deputy Attorney General
 State Bar No. 302021
 455 Golden Gate Avenue, Suite 11000
 San Francisco, CA 94102-7004
 Telephone: (415) 703-5337
 Fax: (415) 703-5843
 E-mail: Heidi.Seo@doj.ca.gov

Attorneys for Defendants Beard, Ducart, Stainer, Parry, Marulli, Abernathy, and Cuske

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JORGE ANDRADE RICO)	Case No. 4:16-cv-04348-KAW
)	
Plaintiff,)	JOINT STIPULATION AND
)	PROPOSED ORDER TO AMEND
v.)	COMPLAINT TO ADD
)	DEFENDANTS KERNAN,
JEFFREY BEARD, et al.,)	HARRINGTON, ALLISON, AND
)	SHAVER
Defendant.)	

This Stipulation is entered into by Plaintiff, Jorge Andrade Rico (“Plaintiff”) and Defendants Jeffrey Beard, Michael Stainer, Clark Ducart, F.P. Marulli, D. Abernathy, J. Cuske, and C. Parry (collectively “Defendants”) in the above-captioned proceedings.

WHEREAS, the Plaintiff filed his Corrected First Amended Complaint on April 17, 2017;
 WHEREAS, the Plaintiff wishes to amend the Corrected First Amended Complaint to add Defendants Scott Kernan, Kelly Harrington, Kathleen Allison, and Shaver;
 WHEREAS, Federal Rule of Civil Procedure 15(a) provides that a party may amend the party’s pleading by written consent of the adverse party;

MCKOOL SMITH HENNIGAN, P.C.
 REDWOOD SHORES, CA

1 WHEREAS, Defendants consent to the filing of a Second Amended Complaint to add the
2 aforementioned Defendants, but reserve the right to move to dismiss the Second Amended
3 Complaint.

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

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

DATED: May 1, 2017

Respectfully submitted,
MCKOOL SMITH P.C.

By: /s/ Stephanie Adams Ryan

Shawna L. Ballard (SBN 155188)
sballard@mckoolsmith.com
Stephanie M. Adams Ryan
sadamsryan@mckoolsmith.com
Kate Falkenstien (SBN 313753)
kfalkenstien@mckoolsmith.com
Vandya Swaminathan (SBN 287896)
vswaminathan@mckoolsmith.com
MCKOOL SMITH, P.C.
255 Shoreline Drive, Suite 510
Redwood Shores, California 94065
Telephone: (650) 394-1400
Facsimile: (650) 394-1422

Attorneys for Plaintiff, Jorge Rico

DATED: May 1, 2017

Respectfully submitted,
DEPUTY ATTORNEY GENERAL

By: /s/ Heewon Heidi Seo

XAVIER BECERRA
Attorney General of California
NEAH HUYNH
Acting Supervising Deputy Attorney General
HEEWON HEIDI SEO
Deputy Attorney General
State Bar No. 302021
455 Golden Gate Avenue, Suite 11000
San Francisco, CA 94102-7004
Telephone: (415) 703-5337
Fax: (415) 703-5843
E-mail: Heidi.Seo@doj.ca.gov

*Attorneys for Defendants Beard, Ducart, Stainer,
Parry, Marulli, Abernathy, and Cuske*

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

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: 5/2/17


UNITED STATES MAGISTRATE JUDGE
KANDIS WESTMORE

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

ATTESTATION PURSUANT TO CIVIL LOCAL RULE 5-1(D)(3)

I, Stephanie Adams Ryan, attest that the concurrence in the filing of this document has been obtained from the other signatories, which shall serve in lieu of their signatures. I declare under the laws of the United States of America that the foregoing is true and correct.

Dated: May 1, 2017

/s/ Stephanie Adams Ryan
Stephanie Adams Ryan