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**\*E-FILED - 3/5/09\***

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 18 RICHARD K. TANAKA, ROSA G. PEREZ, ANITA L. MORRIS,  
 MICHAEL L. BURKE, AND LEANDRA MARTIN

19 **UNITED STATES DISTRICT COURT**  
 20 **NORTHERN DISTRICT OF CALIFORNIA**  
 21 **SAN JOSE DIVISION**

22 **June Sheldon,**  
 23 **Plaintiff,**

24 **v.**  
 25 **The Trustees of the San Jose/Evergreen**  
 26 **Community College District, Balbir**  
 27 **Dhillon, et al.,**

28 **Defendants.**

**Case No. C 08 - 3438 – RMW**

**STIPULATION AND []**  
**ORDER TO EXTEND TIME FOR**  
**MEDIATION**

**Hon. Ronald M. Whyte**

1 WHEREAS the Court heard the Defendants' Motions to Dismiss on January 9, 2009 and  
2 took the matter under submission;

3 WHEREAS the Court has yet to issue a ruling on Defendants' Motions to Dismiss;

4 WHEREAS the parties agree that it would be futile to mediate this matter prior to  
5 receiving the Court's ruling;

6 WHEREAS the Court has imposed a deadline of March 5, 2009 by which the parties  
7 were to have conducted a mediation session;

8 NOW THEREFORE, IT IS HEREBY STIPULATED AND AGREED by and between  
9 the parties, by and through their respective undersigned counsel, that the deadline by which this  
10 case must be mediated will be extended to 60 days after the Court enters its ruling on the  
11 Defendants' Motions to Dismiss.

12  
13 Dated: February 10, 2009

ADF CENTER FOR ACADEMIC FREEDOM

14  
15 By: /s/ David J. Hacker

16 DAVID J. HACKER  
17 Attorneys for Plaintiff  
18 JUNE SHELDON

19 Dated: February 10, 2009

STUBBS & LEONE

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21 By: /s/ Katherine A. Alberts

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ANITA L. MORRIS, MICHAEL L. BURKE, AND  
LEANDRA MARTIN

1 **[] ORDER**

2 IT IS HEREBY ORDERED that deadline for mediating the above captioned matter is  
3 now 60 days from the date upon which the Court enters its order regarding the Defendants'  
4 Motions to Dismiss.

5  
6 Dated: March 5, 2009

*Ronald M. Whyte*

7 Hon. Ronald M. Whyte  
8 UNITED STATES DISTRICT JUDGE