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	JOHN J. FALCOCCHIA, ESQ., S. B.# 164505 LAW OFFICES OF JOHN J. FALCOCCHIA	** E-filed November 30, 2009 **
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	F H C PI : c'SS	
	Attorney for Plaintiff	
É	UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA	
. 7	SAN JOSE DIVISION	
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	ZULEIMA BOTELLO,	) CASE NO: C09-02121 HRL
9	a minor, by and through her	)
10	Guardian ad Litem,	) STIPULATION AND ORDER
11		) EXTENDING TIME TO FILE ) AMENDED COMPLAINT
12	Plaintiff,	)
		)
13	V.	) )
14		) ·
15	MORGAN HILL UNIFIED SCHOOL DISTRICT; SUERINTENDENT	, ,
	ALLAN NISHINO; DEPUTY	ý)
- 16	SUPERINTENDENT BONNIE TAGNAZZINI;	
17	PRINCIPAL BARBARA NAKASOME, ASSISTANT PRINCIPAL GLENN WEBB;	<i>)</i> }
18	ASSISTANT PRINICPAL REX COFFMAN;	
19	ALEX AASEN; WILBERT WHITE; LEONARD WEBB; JUDY KENNEY;	)
	RICHARD NATHANSON, TAMMY KECK;	) )
20	PRESIDENT DON MOODY;	
21	BART FISHER; SHELLE' THOMAS; MIKE HICKEY; KATHLEEN SULLIVAN; PETER	)
22	MANDEL; JULIA HOVER-SMOOT; and	,
	DOES 1 through 100 inclusive.	
23	)	
24	Defendants. / )	
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It is hereby stipulated by and among the parties to this action, through their respective counsel, that the date by which the plaintiff must file a first amended complaint is extended from Wednesday, December 2, 2009 until Thursday, December 17, 2009

This extension of time within which to file an amended complaint is due to the Plaintiff's desire to add one additional defendant so as to assert specific factual allegations against her in the amended complaint. This additional defendant was a counselor and employee of Morgan Hill Unified School District and was told by plaintiff and was made aware of the daily harassment and discrimination suffered by plaintiff.

Defense counsel has been unable to locate and confirm the identity of this additional party defendant because this party transferred to another school district. Defense counsel has since located this party and likewise needs additional time to confirm facts relating to the allegations of the complaint before he reveals her identity and she is named as a defendant.

Dated: November 23

John J. Palcocchi Counsel for Plaintiff

Dated: November 25

Mark E. Davis Counsel for Defendants It is so ordered.

Dated: November 30

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ORDER

HWARD R. LLOYD

UNITED STATES MAGISTRATE JUDGE