

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

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,
THE STATE OF CALIFORNIA,
and STEPHEN LEE BRODALE, an
individual,

Plaintiff,

v.

APOLLO GROUP, INC., a
California Corporation, d/b/a
UNIVERSITY OF PHOENIX; and
KIM SAVICH, KYAN FLYNN,
JENNIFER BRODIE, and MATT
JOHNSTON, as individuals and
agents of APOLLO GROUP, INC.,
and DOES 1-50, inclusive,

Defendants

CASE NO. 08 CV-1399 JM LSP

**ORDER GRANTING JOINT
MOTION OF PLAINTIFF AND
APOLLO GROUP, INC. D/B/A
UNIVERSITY OF PHOENIX TO
DISMISS CLAIMS 1, 2, 3 AND 6
AND SUBMIT TO BINDING
ARBITRATION**

Doc. No. 17

After considering the Joint Motion of Plaintiff Stephen Lee Brodale and Defendant Apollo Group, Inc. d/b/a University of Phoenix for an order to dismiss claims 1, 2, 3 and 6 and submit them to binding arbitration, the Court finds good cause and GRANTS the Joint Motion.

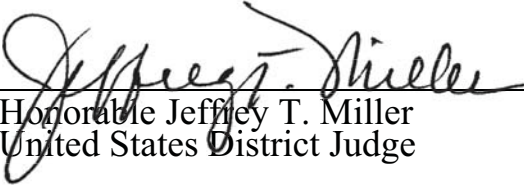
///

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

Claims 1, 2, 3 and 6 of Plaintiff's Complaint are DISMISSED without prejudice so that they may be submitted to binding arbitration.

IT IS SO ORDERED.

Dated: September 16, 2009


Honorable Jeffrey T. Miller
United States District Judge