

**U.S. District Court  
California Northern District (San Francisco)  
CIVIL DOCKET FOR CASE #: 3:21-cv-07585-SI**

E.E et al v. State of California et al  
Assigned to: Judge Susan Illston  
Cause: 42:12101 Americans w/ Disabilities Act (ADA)

Date Filed: 09/28/2021  
Jury Demand: None  
Nature of Suit: 448 Civil Rights:  
Education  
Jurisdiction: Federal Question

**Plaintiff**

**E. E.**  
*by and through her guardian ad  
litem A.J.*

represented by **Melinda Ruth Bird**  
Disability Rights California  
350 South Bixel Street, Suite 290  
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**Plaintiff**

**L. N.**

*by and through his guardian ad  
litem K.N., on behalf of themselves  
and a class of those similarly  
situated*

represented by **Melinda Ruth Bird**  
(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Claudia Center**

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**ATTORNEY TO BE NOTICED**

**David W German**

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**Lauren Misako Lystrup**

(See above for address)  
**ATTORNEY TO BE NOTICED**

**Robert John Borrelle , Jr.**

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**Plaintiff**

**Disability Rights Education &  
Defense Fund**

represented by **Melinda Ruth Bird**  
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*LEAD ATTORNEY*  
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**Claudia Center**  
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**David W German**  
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**Lauren Misako Lystrup**  
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**Robert John Borrelle , Jr.**  
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V.

**Defendant**

**State of California**

represented by **Anthony Pinggera**  
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*ATTORNEY TO BE NOTICED*

**Defendant**

**California State Board of  
Education**

represented by **Jennifer A. Bunshoft**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**California Department of  
Education**

represented by **Jennifer A. Bunshoft**  
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*LEAD ATTORNEY*  
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**Kevin L. Quade , Depar**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

| Date Filed | #                        | Docket Text                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
|------------|--------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 09/28/2021 | <a href="#"><u>1</u></a> | CLASS ACTION COMPLAINT FOR INJUNCTIVE AND DECLARATORY RELIEF FOR VIOLATIONS OF: Americans with Disabilities Act, 42 U.S.C. § 12131 et seq. Section 504 of the Rehabilitation Act of 1973, 29 U.S.C. § 794 against California Department of Education, California State Board of Education, State of California, (Filing Fee: \$402.00, receipt number 0971-16441061). Filed by E. E., Disability Rights Education & Defense Fund, L. N.. (Attachments: # <a href="#"><u>1</u></a> Civil Cover Sheet Civil Cover Sheet)(Bird, Melinda) (Filed on 9/28/2021) Modified on 9/29/2021 (tnS, COURT STAFF). (Entered: 09/28/2021) |
| 09/28/2021 | <a href="#"><u>2</u></a> | First Administrative Motion to File Under Seal filed by Disability Rights Education & Defense Fund, E. E., L. N.. (Attachments: # <a href="#"><u>1</u></a> Declaration Declaration of David W. German in Support of Plaintiffs Application to File an Application for Appointment of a                                                                                                                                                                                                                                                                                                                                     |

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|            |                   | Guardians ad Litem Under Seal 7-11(b), # <a href="#">2</a> Declaration Declaration of David W. German in Support of Filing Applications for Appointment of Guardians Ad Litem Under Seal 79-5(d)(1)(A), # <a href="#">3</a> Proposed Order Proposed Order Granting Application to file Under Seal, # <a href="#">4</a> Unredacted Version of Ex Parte Application for Appointment of Guardian Ad Litem for E.E.; Memorandum of Points and Authorities in Support Thereof; and Consent to Serve Pursuant to Civil L.R. 79-5(c), # <a href="#">5</a> Unredacted Version of Ex Parte Application for Appointment of Guardian Ad Litem for L.N.; Memorandum of Points and Authorities in Support Thereof; and Consent to Serve Pursuant to Civil L.R. 79-5(c))(Bird, Melinda) (Filed on 9/28/2021) (Entered: 09/28/2021)                                                                                                                                                                  |
| 09/29/2021 | <a href="#">3</a> | <p>Case assigned to Magistrate Judge Alex G. Tse.</p> <p>Counsel for plaintiff or the removing party is responsible for serving the Complaint or Notice of Removal, Summons and the assigned judge's standing orders and all other new case documents upon the opposing parties. For information, visit <i>E-Filing A New Civil Case</i> at <a href="http://cand.uscourts.gov/ecf/caseopening">http://cand.uscourts.gov/ecf/caseopening</a>.</p> <p>Standing orders can be downloaded from the court's web page at <a href="http://www.cand.uscourts.gov/judges">www.cand.uscourts.gov/judges</a>. Upon receipt, the summons will be issued and returned electronically. Counsel is required to send chambers a copy of the initiating documents pursuant to L.R. 5-1(e)(7). A scheduling order will be sent by Notice of Electronic Filing (NEF) within two business days. Consent/Declination due by 10/13/2021. (mbcS, COURT STAFF) (Filed on 9/29/2021) (Entered: 09/29/2021)</p> |
| 09/29/2021 | <a href="#">4</a> | <b>ORDER Granting Application to file Under Seal: 1. Ex Parte Application for Appointment of Guardian Ad Litem for L.N; 2. Ex Parte Application for Appointment of Guardian Ad Litem for E.E. signed by Magistrate Judge Alex G. Tse: granting <a href="#">2</a> Administrative Motion. (shyS, COURT STAFF) (Filed on 9/29/2021) (Entered: 09/29/2021)</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| 09/29/2021 | <a href="#">5</a> | <b>Initial Case Management Scheduling Order with ADR Deadlines: Joint Case Management Statement due by 12/31/2021. Initial Case Management Conference set for 1/7/2022 at 2:00 PM in San Francisco, Courtroom A, 15th Floor. (tnS, COURT STAFF) (Filed on 9/29/2021) (Entered: 09/29/2021)</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |

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| 10/04/2021 | <a href="#"><u>6</u></a>  | Proposed Summons. (Attachments: # <a href="#"><u>1</u></a> Attachment of List of Additional Defendants)(Bird, Melinda) (Filed on 10/4/2021) (Entered: 10/04/2021)                                                                                                                                                                                                                                                                                                                 |
| 10/12/2021 | <a href="#"><u>7</u></a>  | Summons Issued as to California Department of Education, California State Board of Education, State of California. (kmg, COURT STAFF) (Filed on 10/12/2021) (Entered: 10/12/2021)                                                                                                                                                                                                                                                                                                 |
| 10/12/2021 | <a href="#"><u>8</u></a>  | CONSENT/DECLINATION to Proceed Before a US Magistrate Judge by Disability Rights Education & Defense Fund, E. E., L. N... (Bird, Melinda) (Filed on 10/12/2021) (Entered: 10/12/2021)                                                                                                                                                                                                                                                                                             |
| 10/18/2021 | <a href="#"><u>9</u></a>  | WAIVER OF SERVICE Returned Executed filed by E. E., Disability Rights Education & Defense Fund, L. N.. Service waived by California Department of Education waiver sent on 10/15/2021, answer due 12/14/2021. (Bird, Melinda) (Filed on 10/18/2021) (Entered: 10/18/2021)                                                                                                                                                                                                         |
| 10/18/2021 | <a href="#"><u>10</u></a> | WAIVER OF SERVICE Returned Executed filed by E. E., Disability Rights Education & Defense Fund, L. N.. Service waived by California State Board of Education waiver sent on 10/15/2021, answer due 12/14/2021. (Bird, Melinda) (Filed on 10/18/2021) (Entered: 10/18/2021)                                                                                                                                                                                                        |
| 10/18/2021 | <a href="#"><u>11</u></a> | WAIVER OF SERVICE Returned Executed filed by E. E., Disability Rights Education & Defense Fund, L. N.. Service waived by State of California waiver sent on 10/15/2021, answer due 12/14/2021. (Bird, Melinda) (Filed on 10/18/2021) (Entered: 10/18/2021)                                                                                                                                                                                                                        |
| 10/22/2021 | <a href="#"><u>12</u></a> | CONSENT/DECLINATION to Proceed Before a US Magistrate Judge by State of California.. (Bunshoft, Jennifer) (Filed on 10/22/2021) (Entered: 10/22/2021)                                                                                                                                                                                                                                                                                                                             |
| 10/22/2021 | <a href="#"><u>13</u></a> | Ex Parte MOTION for Temporary Restraining Order <i>and Order to Show Cause Re: Preliminary Injunction</i> filed by Disability Rights Education & Defense Fund, E. E., L. N.. (Attachments: # <a href="#"><u>1</u></a> Proposed Order Proposed TRO and OSC re: Preliminary Injunction)(Bird, Melinda) (Filed on 10/22/2021) (Entered: 10/22/2021)                                                                                                                                  |
| 10/22/2021 | <a href="#"><u>14</u></a> | Ex Parte Administrative Motion to File Under Seal <i>Attachment A to TRO and OSC Re: Preliminary Injunction</i> filed by Disability Rights Education & Defense Fund, E. E., L. N.. (Attachments: # <a href="#"><u>1</u></a> Declaration Declaration of Melinda Bird ISO App to Seal, # <a href="#"><u>2</u></a> Proposed Order Proposed Order Granting App to Seal, # <a href="#"><u>3</u></a> Redacted Version of Attachment A, # <a href="#"><u>4</u></a> Unredacted Version of |

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|            |                    | Attachment A)(Bird, Melinda) (Filed on 10/22/2021) (Entered: 10/22/2021)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| 10/22/2021 | <a href="#">15</a> | Declaration of Melinda Bird in Support of <a href="#">13</a> Ex Parte MOTION for Temporary Restraining Order <i>and Order to Show Cause Re: Preliminary Injunction Re: Notice</i> filed byDisability Rights Education & Defense Fund, E. E., L. N.. (Related document(s) <a href="#">13</a> ) (Bird, Melinda) (Filed on 10/22/2021) (Entered: 10/22/2021)                                                                                                                                                                                                                                                                                                                                 |
| 10/22/2021 | 16                 | <p>CLERK'S NOTICE OF IMPENDING REASSIGNMENT TO A U.S. DISTRICT COURT JUDGE: The Clerk of this Court will now reassign this case to a District Judge because a party has not consented to the jurisdiction of a Magistrate Judge. You will be informed by separate notice of the district judge to whom this case is reassigned.</p> <p>ALL HEARING DATES PRESENTLY SCHEDULED BEFORE THE CURRENT MAGISTRATE JUDGE ARE VACATED AND SHOULD BE RE-NOTICED FOR HEARING BEFORE THE JUDGE TO WHOM THIS CASE IS REASSIGNED.</p> <p><i>This is a text only docket entry; there is no document associated with this notice.</i> (shyS, COURT STAFF) (Filed on 10/22/2021) (Entered: 10/22/2021)</p> |
| 10/22/2021 | <a href="#">18</a> | Declaration of Dr. Andrea Ruppap in Support of <a href="#">13</a> Ex Parte MOTION for Temporary Restraining Order <i>and Order to Show Cause Re: Preliminary Injunction</i> filed byDisability Rights Education & Defense Fund, E. E., L. N.. (Attachments: # <a href="#">1</a> Exhibit Exhibit A to Declaration of Dr Ruppap, # <a href="#">2</a> Exhibit Exhibit B to Declaration of Dr Ruppap, # <a href="#">3</a> Exhibit Exhibit C to Declaration of Dr Ruppap)(Related document(s) <a href="#">13</a> ) (Bird, Melinda) (Filed on 10/22/2021) (Entered: 10/22/2021)                                                                                                                 |
| 10/22/2021 | <a href="#">19</a> | Declaration of Dr. Alice Kuo in Support of <a href="#">13</a> Ex Parte MOTION for Temporary Restraining Order <i>and Order to Show Cause Re: Preliminary Injunction</i> filed byDisability Rights Education & Defense Fund, E. E., L. N.. (Attachments: # <a href="#">1</a> Exhibit Exhibit A to Declaration of Dr. Kuo, # <a href="#">2</a> Exhibit Exhibit B to Declaration of Dr. Kuo)(Related document(s) <a href="#">13</a> ) (Bird, Melinda) (Filed on 10/22/2021) (Entered: 10/22/2021)                                                                                                                                                                                            |
| 10/22/2021 | <a href="#">20</a> | Declaration of Advocate Declarations in Support of <a href="#">13</a> Ex Parte MOTION for Temporary Restraining Order <i>and Order to Show Cause Re: Preliminary Injunction</i> filed byDisability Rights Education & Defense Fund, E. E., L. N.. (Attachments:                                                                                                                                                                                                                                                                                                                                                                                                                           |

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|            |                    | <p># <a href="#">1</a> Declaration Declaration of Robert Borrelle (DRC),<br/> # <a href="#">2</a> Declaration Declaration of Lauren Lystrup (DRC),<br/> # <a href="#">3</a> Declaration Declaration of Cheryl Theis (DREDF),<br/> # <a href="#">4</a> Declaration Declaration of Susan Henderson (DREDF),<br/> # <a href="#">5</a> Declaration Declaration of David W. German)(Related document(s) <a href="#">13</a> ) (Bird, Melinda) (Filed on 10/22/2021) (Entered: 10/22/2021)</p>                                                                                                                                                                                                                                                                                                                           |
| 10/22/2021 | <a href="#">21</a> | <p><b>ORDER REASSIGNING CASE.</b> Case reassigned using a proportionate, random, and blind system pursuant to General Order No. 44 to Judge Susan Illston for all further proceedings. Magistrate Judge Alex G. Tse no longer assigned to case, Notice: The assigned judge participates in the Cameras in the Courtroom Pilot Project. See General Order No. 65 and <a href="http://cand.uscourts.gov/cameras..">http://cand.uscourts.gov/cameras..</a> Signed by Clerk on 10/22/2021. (Attachments: # <a href="#">1</a> Notice of Eligibility for Video Recording)(mbcS, COURT STAFF) (Filed on 10/22/2021) (Entered: 10/22/2021)</p>                                                                                                                                                                            |
| 10/22/2021 | <a href="#">22</a> | <p>Declaration of CH for KH in Support of <a href="#">13</a> Ex Parte MOTION for Temporary Restraining Order <i>and Order to Show Cause Re: Preliminary Injunction</i> filed byDisability Rights Education &amp; Defense Fund, E. E., L. N.. (Related document(s) <a href="#">13</a> ) (Bird, Melinda) (Filed on 10/22/2021) (Entered: 10/22/2021)</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| 10/22/2021 | <a href="#">23</a> | <p>Brief <i>MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF EX PARTE MOTION FOR TRO AND OSC RE: PRELIMINARY INJUNCTION</i> filed byDisability Rights Education &amp; Defense Fund, E. E., L. N.. (Attachments: # <a href="#">1</a> Appendix Appendix A Summary of Family Declarations)(Bird, Melinda) (Filed on 10/22/2021) (Entered: 10/22/2021)</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| 10/26/2021 | 24                 | <p>CLERK'S NOTICE SETTING BRIEFING SCHEDULE AND HEARING FOR TEMPORARY RESTRAINING ORDER: <a href="#">13</a> Ex Parte MOTION for Temporary Restraining Order <i>and Order to Show Cause Re: Preliminary Injunction</i>. Oppositions due by 10/29/2021. Replies due by 11/2/2021. Motion Hearing set for 11/4/2021 at 11:00 AM - Videoconference Only before Judge Susan Illston. This proceeding will be held via a Zoom webinar.</p> <p><b>Court Appearances:</b> Advanced notice is required of counsel or parties who wish to be identified by the court as making an appearance or will be participating in the argument at the hearing. A list of names and emails must be sent to the CRD at <a href="mailto:sicrd@cand.uscourts.gov">sicrd@cand.uscourts.gov</a> no later than 10/28/2021 2 pm pacific.</p> |



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|            |                    | <p><b>Webinar Access:</b> All counsel, members of the public, and media may access the webinar information at <a href="https://www.cand.uscourts.gov/si">https://www.cand.uscourts.gov/si</a></p> <p><b>General Order 58.</b> Persons granted access to court proceedings held by telephone or videoconference are reminded that photographing, recording, and rebroadcasting of court proceedings, including screenshots or other visual copying of a hearing, is absolutely prohibited.</p> <p><b>Zoom Guidance and Setup:</b> <a href="https://www.cand.uscourts.gov/zoom/">https://www.cand.uscourts.gov/zoom/</a>.</p> <p>, Set/Reset Deadlines as to <a href="#">13</a> Ex Parte MOTION for Temporary Restraining Order <i>and Order to Show Cause Re: Preliminary Injunction</i>. Responses due by 10/29/2021. Replies due by 11/2/2021. Motion Hearing set for 11/4/2021 11:00 AM in San Francisco, - Videoconference Only before Judge Susan Illston. (ec, COURT STAFF) (Filed on 10/26/2021) <i>(This is a text-only entry generated by the court. There is no document associated with this entry.)</i> (Entered: 10/26/2021)</p> |
| 10/29/2021 | <a href="#">25</a> | <p>OPPOSITION/RESPONSE (re <a href="#">13</a> Ex Parte MOTION for Temporary Restraining Order <i>and Order to Show Cause Re: Preliminary Injunction</i> ) filed by California Department of Education, California State Board of Education, State of California. (Bunshoft, Jennifer) (Filed on 10/29/2021) (Entered: 10/29/2021)</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| 10/29/2021 | <a href="#">26</a> | <p>Declaration of Heather Calomese in Support of <a href="#">25</a> Opposition/Response to Motion, filed by California Department of Education, California State Board of Education, State of California. (Attachments: # <a href="#">1</a> Exhibit A to Declaration of Heather Calomese, # <a href="#">2</a> Exhibit B to Declaration of Heather Calomese)(Related document(s) <a href="#">25</a> ) (Bunshoft, Jennifer) (Filed on 10/29/2021) (Entered: 10/29/2021)</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| 10/29/2021 | <a href="#">27</a> | <p>Request for Judicial Notice re <a href="#">25</a> Opposition/Response to Motion, filed by California Department of Education, California State Board of Education, State of California. (Attachments: # <a href="#">1</a> Exhibit A to RJN, # <a href="#">2</a> Exhibit B to RJN, # <a href="#">3</a> Exhibit C to RJN, # <a href="#">4</a> Exhibit D to RJN, # <a href="#">5</a> Exhibit E to RJN, # <a href="#">6</a> Exhibit F to RJN, # <a href="#">7</a> Exhibit G to RJN, # <a href="#">8</a> Exhibit H to RJN, # <a href="#">9</a> Exhibit I to RJN)(Related document(s) <a href="#">25</a> ) (Bunshoft, Jennifer) (Filed on 10/29/2021) Modified on 11/1/2021 (kmg, COURT STAFF). (Entered: 10/29/2021)</p>                                                                                                                                                                                                                                                                                                                                                                                                                       |

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| 10/29/2021 | <a href="#"><u>28</u></a> | Administrative Motion to File Under Seal filed by California Department of Education, California State Board of Education, State of California. (Attachments: # <a href="#"><u>1</u></a> Declaration of Jennifer Bunshoft, # <a href="#"><u>2</u></a> Proposed Order, # <a href="#"><u>3</u></a> Attachment A (redacted), # <a href="#"><u>4</u></a> Attachment A (unredacted))(Bunshoft, Jennifer) (Filed on 10/29/2021) (Entered: 10/29/2021)                                                      |
| 11/01/2021 | <a href="#"><u>29</u></a> | NOTICE of Appearance by Kevin L. Quade, Depar (Quade, Kevin) (Filed on 11/1/2021) (Entered: 11/01/2021)                                                                                                                                                                                                                                                                                                                                                                                              |
| 11/01/2021 | <a href="#"><u>30</u></a> | <b>Order by Judge Susan Illston granting <a href="#"><u>28</u></a> Administrative Motion to File Under Seal.(ec, COURT STAFF) (Filed on 11/1/2021) (Entered: 11/01/2021)</b>                                                                                                                                                                                                                                                                                                                         |
| 11/02/2021 | <a href="#"><u>31</u></a> | <b>Order by Judge Susan Illston granting <a href="#"><u>14</u></a> Administrative Motion to File Under Seal.(ec, COURT STAFF) (Filed on 11/2/2021) (Entered: 11/02/2021)</b>                                                                                                                                                                                                                                                                                                                         |
| 11/02/2021 | <a href="#"><u>32</u></a> | REPLY (re <a href="#"><u>13</u></a> Ex Parte MOTION for Temporary Restraining Order <i>and Order to Show Cause Re: Preliminary Injunction</i> ) <i>PLAINTIFFS REPLY MEMORANDUM ISO EX PARTE MOTION FOR TRO AND OSC RE: PRELIMINARY INJUNCTION</i> filed byDisability Rights Education & Defense Fund, E. E., L. N.. (Bird, Melinda) (Filed on 11/2/2021) (Entered: 11/02/2021)                                                                                                                       |
| 11/02/2021 | <a href="#"><u>33</u></a> | Declaration of Lauren Lystrup in Support of <a href="#"><u>32</u></a> Reply to Opposition/Response, <i>to Plaintiffs' Reply Memorandum iso Ex Parte Motion for TRO and OSC Re: Preliminary Injunction</i> filed byDisability Rights Education & Defense Fund, E. E., L. N.. (Related document(s) <a href="#"><u>32</u></a> ) (Bird, Melinda) (Filed on 11/2/2021) (Entered: 11/02/2021)                                                                                                              |
| 11/02/2021 | <a href="#"><u>34</u></a> | Declaration of Nathan Yates in Support of <a href="#"><u>32</u></a> Reply to Opposition/Response, <i>Plaintiff's Reply Memorandum iso Ex Parte Motion for TRO and OSC re: Preliminary Injunction</i> filed byDisability Rights Education & Defense Fund, E. E., L. N.. (Related document(s) <a href="#"><u>32</u></a> ) (Bird, Melinda) (Filed on 11/2/2021) (Entered: 11/02/2021)                                                                                                                   |
| 11/02/2021 | <a href="#"><u>35</u></a> | Ex Parte Administrative Motion to File Under Seal <i>APPLICATION TO FILE DOCUMENTS IN SUPPORT OF PLAINTIFFS REPLY UNDER SEAL</i> filed by Disability Rights Education & Defense Fund, E. E., L. N.. (Attachments: # <a href="#"><u>1</u></a> Declaration of Melinda Bird iso Plaintiffs' Ex Parte Application to File Documents iso Plaintiffs' Reply Brief Under Seal, # <a href="#"><u>2</u></a> Proposed Order Granting Ex Parte Application to File Declarations In Support of Plaintiffs' Reply |

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|            |                    | Brief Under Seal, # <a href="#">3</a> Declaration Unredacted Version of Documents Sought to be Filed Under Seal)(Bird, Melinda) (Filed on 11/2/2021) (Entered: 11/02/2021)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| 11/03/2021 | <a href="#">36</a> | ERRATA re <a href="#">32</a> Reply to Opposition/Response, by Disability Rights Education & Defense Fund, E. E., L. N.. (Attachments: # <a href="#">1</a> Corrected Reply Brief in support of Plaintiffs' Ex Parte Motion for TRO and OSC re: PI)(Bird, Melinda) (Filed on 11/3/2021) (Entered: 11/03/2021)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |
| 11/04/2021 | <a href="#">37</a> | <p><b>Minute Entry for proceedings for Motion Hearing via Zoom webinar held on 11/4/2021 re <a href="#">13</a> Ex Parte MOTION for Temporary Restraining Order before Judge Susan Illston.</b></p> <p><b>Preliminary Injunction Hearing set for 11/30/2021 at 11:00 AM. Oppositions due by 11/18/2021. Replies due by 11/22/2021. This proceeding will be held via a Zoom webinar.</b></p> <p><b>Court Appearances:</b> Advanced notice is required of counsel or parties who wish to be identified by the court as making an appearance or will be participating in the argument at the hearing. A list of names and emails must be sent to the CRD at sicrd@cand.uscourts.gov no later than 11/23/21 at 2 pm pacific.</p> <p><b>Webinar Access:</b> All counsel, members of the public, and media may access the webinar information at <a href="https://www.cand.uscourts.gov/si">https://www.cand.uscourts.gov/si</a></p> <p><b>General Order 58.</b> Persons granted access to court proceedings held by telephone or videoconference are reminded that photographing, recording, and rebroadcasting of court proceedings, including screenshots or other visual copying of a hearing, is absolutely prohibited.</p> <p><b>Zoom Guidance and Setup:</b> <a href="https://www.cand.uscourts.gov/zoom/">https://www.cand.uscourts.gov/zoom/</a>.</p> <p><b>Motion Hearing held on 11/4/2021. re <a href="#">13</a> Ex Parte MOTION for Temporary Restraining Order and Order to Show Cause Re: Preliminary Injunction filed by L. N., Disability Rights Education &amp; Defense Fund, E. E.</b></p> <p><b>Responses due by 11/18/2021. Replies due by 11/22/2021. Preliminary Injunction Hearing set for 11/30/2021 11:00 AM.</b></p> |

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|            |                    | <p><b>Total Time in Court: 53 minutes.</b><br/> <b>Court Reporter: Marla Knox.</b></p> <p><b>Plaintiff Attorney: Melinda Bird, Lauren Lystrup, Robert Borrelle, David German, Claudia Center.</b><br/> <b>Defendant Attorney: Jennifer Bunshoft, Anthony Pinggera, Kevin Quade.</b></p> <p><b>(ec, COURT STAFF) (Date Filed: 11/4/2021) (Entered: 11/04/2021)</b></p>                                                                                                                                                                                                                                                           |
| 11/04/2021 | <a href="#">38</a> | NOTICE by State of California <i>Proposed Language re: Temporary Restraining Order</i> (Quade, Kevin) (Filed on 11/4/2021) (Entered: 11/04/2021)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
| 11/04/2021 | <a href="#">39</a> | <p><b>ORDER GRANTING PLAINTIFFS' MOTION FOR A TEMPORARY RESTRAINING ORDER</b><br/> <b>granting <a href="#">35</a> Administrative Motion to File Under Seal;</b><br/> <b>granting <a href="#">13</a> Motion for TRO. (Illston, Susan) (Filed on 11/4/2021) (Entered: 11/04/2021)</b></p>                                                                                                                                                                                                                                                                                                                                         |
| 11/08/2021 | <a href="#">40</a> | NOTICE by State of California <i>Request for Clarification of Temporary Restraining Order</i> (Quade, Kevin) (Filed on 11/8/2021) (Entered: 11/08/2021)                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
| 11/08/2021 | <a href="#">41</a> | <p><b>ORDER DIRECTING PLAINTIFFS TO FILE RESPONSE TO DEFENDANTS' NOVEMBER 8, 2021 FILING, NO LATER THAN NOON ON NOVEMBER 10, 2021 (Illston, Susan) (Filed on 11/8/2021) (Entered: 11/08/2021)</b></p>                                                                                                                                                                                                                                                                                                                                                                                                                           |
| 11/09/2021 | 42                 | <p>CLERK'S NOTICE CONTINUING PRELIMINARY INJUNCTION HEARING: Preliminary Injunction Hearing [37 Hearing is CONTINUED TO 12/2/2021 at 11:00 AM - Videoconference Only before Judge Susan Illston. The briefing schedule remains unchanged. This proceeding will be held via a Zoom webinar.</p> <p><b>Court Appearances:</b> Advanced notice is required of counsel or parties who wish to be identified by the court as making an appearance or will be participating in the argument at the hearing. A list of names and emails must be sent to the CRD at sicrd@cand.uscourts.gov no later than 11/23/21 at 2 pm Pacific.</p> |

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|            |                    | <p><b>Webinar Access:</b> All counsel, members of the public, and media may access the webinar information at <a href="https://www.cand.uscourts.gov/si">https://www.cand.uscourts.gov/si</a></p> <p><b>General Order 58.</b> Persons granted access to court proceedings held by telephone or videoconference are reminded that photographing, recording, and rebroadcasting of court proceedings, including screenshots or other visual copying of a hearing, is absolutely prohibited.</p> <p><b>Zoom Guidance and Setup:</b> <a href="https://www.cand.uscourts.gov/zoom/">https://www.cand.uscourts.gov/zoom/</a>.</p> <p>Motion Hearing set for 12/2/2021 11:00 AM in San Francisco, - Videoconference Only before Judge Susan Illston. (ec, COURT STAFF) (Filed on 11/9/2021) <i>(This is a text-only entry generated by the court. There is no document associated with this entry.)</i> (Entered: 11/09/2021)</p> |
| 11/10/2021 | <a href="#">43</a> | <p>RESPONSE to <a href="#">40</a> Defendants' Request for Clarification re: Temporary Restraining Order by Disability Rights Education &amp; Defense Fund, E. E., L. N.. (German, David) (Filed on 11/10/2021) Modified on 11/12/2021 (wsn, COURT STAFF). (Entered: 11/10/2021)</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| 11/12/2021 | <a href="#">44</a> | <p><b>ORDER CLARIFYING AND AMENDING TEMPORARY RESTRAINING ORDER (Illston, Susan) (Filed on 11/12/2021) (Entered: 11/12/2021)</b></p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |

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