

CIVIL, CLOSED

**U.S. District Court
Eastern District of California – Live System (Sacramento)
CIVIL DOCKET FOR CASE #: 2:07-cv-01488-FCD-EFB**

Brust et al v. Regents of the University of California
Assigned to: Judge Frank C. Damrell, Jr
Referred to: Magistrate Judge Edmund F. Brennan
Cause: 28:1343 Violation of Civil Rights

Date Filed: 07/24/2007
Date Terminated: 10/20/2009
Jury Demand: Both
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

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V.

Defendant

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Defendant

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Date Filed	#	Docket Text
07/24/2007	<u>1</u>	COMPLAINT <i>with Jury Demand</i> against all Defendants by Kelsey Brust, Jessica Bulala, Laura Ludwig. Attorney Olivier, Monique added.(Olivier, Monique) Modified on 7/24/2007 (Engbretson, K.). (Entered: 07/24/2007)
07/24/2007	<u>2</u>	CIVIL COVER SHEET by Kelsey Brust, Jessica Bulala, Laura Ludwig (Olivier, Monique) (Entered: 07/24/2007)
07/24/2007	<u>3</u>	NOTICE of RELATED CASE S-03-CV-2591 by Kelsey Brust, Jessica Bulala, Laura Ludwig. (Olivier, Monique) (Entered: 07/24/2007)
07/24/2007		RECEIPT number 201 14501 for \$350.00 for New Civil Filing Fee from Sarah Camiso. (Engbretson, K.) (Entered: 07/24/2007)
07/24/2007	<u>5</u>	SUMMONS ISSUED as to *Larry Vanderhoef, Greg Warzecka, Regents of the University of California* with answer to complaint due within *20* days. Attorney *Monique Olivier* *The Sturdevant Law Firm* *475 Sansome Street, Suite 1750* *San Francisco, CA 94111*. (Engbretson, K.) (Entered: 07/24/2007)
07/24/2007	<u>6</u>	CIVIL NEW CASE DOCUMENTS ISSUED; (Attachments: # <u>1</u> Consent Forms # <u>2</u> VDRP Forms) (Engbretson, K.) (Entered: 07/24/2007)
07/25/2007	<u>7</u>	RELATED CASE ORDER signed by Judge Frank C. Damrell Jr. on 7/25/07. The Action denominated 2:07-cv-1488 FCD KJM shall be reassigned to Magistrate Judge Edmund F. Brennan for all further proceedings. The Caption on documents filed in the reassigned case shall be shown as 2:07-cv-1488 FCD EFB. The Clerk is directed to make appropriate adjustment in the assignment of civi/criminal cases to compensate for this reassignment.(Mena-Sanchez, L) (Entered: 07/25/2007)
08/03/2007	<u>8</u>	CERTIFICATE of SERVICE by Kelsey Brust, Jessica Bulala, Laura Ludwig. <i>Proof of Service of Summons on Defendant Regents of The University of California</i> (Olivier, Monique) (Entered: 08/03/2007)
08/09/2007	<u>9</u>	WAIVER of SERVICE RETURNED EXECUTED by Kelsey Brust, Jessica Bulala, Laura Ludwig. Larry Vanderhoef waiver sent on 7/27/2007, answer due 9/25/2007. (Olivier, Monique) (Entered: 08/09/2007)
08/09/2007	<u>10</u>	WAIVER of SERVICE RETURNED EXECUTED by Kelsey Brust, Jessica Bulala, Laura Ludwig. Greg Warzecka waiver sent on 7/27/2007, answer due 9/25/2007. (Olivier, Monique) (Entered: 08/09/2007)
09/20/2007	<u>11</u>	STIPULATION and PROPOSED ORDER Stipulation to Extend Time to File Responsive Pleading and to File Joint Status Report, Including F.R.C.P. 26(f) Discovery Plan by Larry Vanderhoef, Greg Warzecka, Regents of the University of California. Attorney Acero, George A. added. (Acero, George) (Entered: 09/20/2007)
09/20/2007	<u>12</u>	PROPOSED ORDER [Proposed] Order for Stipulation to Extend Time to File Responsive Pleading and to File Joint Status Report, Including F.R.C.P. 26(f) Discovery Plan by Larry Vanderhoef, Greg Warzecka, Regents of the University of California. (Acero, George) (Entered: 09/20/2007)

09/21/2007	<u>13</u>	ORDER signed by Judge Frank C. Damrell Jr. on 9/21/07. Defendants must file a responsive pleading on or before 10/26/07. The parties shall file a joint status report on or before 11/16/07.(Price, M) (Entered: 09/21/2007)
10/17/2007	<u>14</u>	EX PARTE APPLICATION <i>to Extend Page Limit to Defendants' Rule 12(b)(6) Motion</i> by Larry Vanderhoef, Greg Warzecka, Regents of the University of California for Extension of Page Limit to Defendants' Rule 12(b)(6) Motion. (Acero, George) (Entered: 10/17/2007)
10/17/2007	<u>15</u>	PROPOSED ORDER to Extend Page Limit to Defendants' 12(b)(6) Motion by Larry Vanderhoef, Greg Warzecka, Regents of the University of California. (Acero, George) (Entered: 10/17/2007)
10/19/2007	<u>16</u>	ORDER regarding <u>14</u> EX PARTE APPLICATION signed by Judge Frank C. Damrell Jr. on 10/18/07 ORDERING that Defendants REGENTS OF THE UNIVERSITY OF CALIFORNIA, LARRY VANDERHOEF, and GREG WARZECKA shall be permitted to file their Rule 12(b)(b) Motion in excess of 20 pages, but not to exceed 24 pages.(Dillon, M) Modified on 10/19/2007 (Dillon, M). (Entered: 10/19/2007)
10/19/2007	<u>17</u>	EX PARTE APPLICATION for an Extension to Page Limits for Plaintiff's Opposition to Defendants' Rule 12(b)(6) Motion by Kelsey Brust, Jessica Bulala, Laura Ludwig . (Olivier, Monique) Modified on 10/22/2007 (Waggoner, D). (Entered: 10/19/2007)
10/19/2007	<u>18</u>	PROPOSED ORDER [Proposed] Order Granting Ex Parte Application for an Extension of Page Limits for Plaintiff's Opposition to Defendants' Rule 12(b)(6) Motion re <u>17</u> Ex Parte Application, by Kelsey Brust, Jessica Bulala, Laura Ludwig. (Olivier, Monique) (Entered: 10/19/2007)
10/23/2007	<u>19</u>	ORDER signed by Judge Frank C. Damrell Jr. on 10/23/07. <u>17</u> Ex Parte Application filed by Jessica Bulala, Kelsey Brust, Laura Ludwig – GRANTED. Pltfs' shall be permitted to file their Opposition to Defendants Rule 12(b)(6) Motion in excess of 20 pages, but not to exceed 24 pages.(Price, M) (Entered: 10/23/2007)
10/26/2007	<u>20</u>	MOTION to DISMISS <i>pursuant to Rule 12(b)(6)</i> by Larry Vanderhoef, Greg Warzecka, Regents of the University of California.Motion Hearing set for 12/14/2017 at 10:00 AM in Courtroom 2 (FCD) before Judge Frank C. Damrell Jr.. (Acero, George) Modified on 10/29/2007 (Yin, K). (Entered: 10/26/2007)
10/26/2007	<u>21</u>	REQUEST for JUDICIAL NOTICE w/ <i>Exhibits A–C</i> by Larry Vanderhoef, Greg Warzecka, Regents of the University of California. (Acero, George) Modified on 10/29/2007 (Yin, K). (Entered: 10/26/2007)
10/26/2007	<u>22</u>	[DISREGARD, SEE <u>27</u> EXHIBITS W/ TITLE PAGE] EXHIBITS D–L by Larry Vanderhoef, Greg Warzecka, Regents of the University of California. (Acero, George) Modified on 10/29/2007 (Yin, K). (Entered: 10/26/2007)
10/26/2007	<u>23</u>	MEMORANDUM in SUPPORT of <u>20</u> <i>Motion to Dismiss</i> . (Acero, George) Modified on 10/29/2007 (Yin, K). (Entered: 10/26/2007)
10/26/2007	<u>24</u>	DECLARATION of George A. Acero in Support of <i>Defendants' 20 Motion to Dismiss</i> . (Acero, George) Modified on 10/29/2007 (Yin, K). (Entered: 10/26/2007)
10/26/2007	<u>25</u>	DECLARATION of Greg Warzecka in Support <i>Defendants' 20 Motion to Dismiss</i> . (Acero, George) Modified on 10/29/2007 (Yin, K). (Entered: 10/26/2007)
10/26/2007	<u>26</u>	DECLARATION of Dennis Shimek in Support of <i>Defendants' 20 Motion to Dismiss</i> . (Acero, George) Modified on 10/29/2007 (Yin, K). (Entered: 10/26/2007)
10/29/2007	<u>27</u>	EXHIBIT <i>D–L w/ title page to Dfts' 21 Request for Judicial Notice</i> . (Acero, George) Modified on 10/29/2007 (Yin, K). (Entered: 10/29/2007)
10/31/2007	28	MINUTE ORDER: from CRD M. Price for Judge Frank C. Damrell Jr. on 10/31/07. In light of the pending motion to dismiss set for hearing on 12/14/07 the portion of the order filed 9/21/07 which required a joint status report be filed by 11/16/07 is VACATED. The parties shall submit a joint status report, if necessary, within thirty (30) days after the resolution of the motion to dismiss. (TEXT ONLY)

		(Price, M) (Entered: 10/31/2007)
10/31/2007	<u>29</u>	NOTICE of APPEARANCE by Kristen Marie Galles on behalf of Kelsey Brust, Jessica Bulala, Laura Ludwig. Attorney Galles, Kristen Marie added. (Galles, Kristen) (Entered: 10/31/2007)
11/30/2007	<u>30</u>	MEMORANDUM/RESPONSE in OPPOSITION. <i>to Defendants' Rule 12(b)(6) Motion</i> (Olivier, Monique) (Entered: 11/30/2007)
11/30/2007	<u>31</u>	OPPOSITION by Plaintiffs Kelsey Brust, Jessica Bulala, Laura Ludwig to <u>30</u> Memorandum/Response in Opposition to Motion. <i>Plaintiffs' Opposition to Defendant's Request for Judicial Notice in Support of Rule 12(b)(6) Motion</i> (Olivier, Monique) (Entered: 11/30/2007)
12/07/2007	<u>32</u>	REPLY to RESPONSE to MOTION re <u>20</u> Motion to Dismiss. <i>Defendants Rule 12(b)(6) Motion</i> (Acero, George) (Entered: 12/07/2007)
12/07/2007	<u>33</u>	MINUTE ORDER: from CRD M. Price for Judge Frank C. Damrell Jr. on 12/7/07. Deft's Motion to Dismiss <u>20</u> is MOTION SUBMITTED: without oral argument. The hearing set for 12/14/07 is VACATED. The court shall issue a written order. (TEXT ONLY) (Price, M) (Entered: 12/07/2007)
12/07/2007	<u>34</u>	REPLY to RESPONSE to MOTION re <u>20</u> Motion to Dismiss. <i>Re: Request for Judicial Notice In Support of Defendants' Rule 12(b)(6) Motion</i> (Acero, George) (Entered: 12/07/2007)
12/12/2007	<u>35</u>	MEMORANDUM AND ORDER signed by Judge Frank C. Damrell Jr. on 12/11/07. Defts <u>20</u> motion to dismiss is GRANTED in part and DENIED in part as follows: Deft UCDs motion to dismiss pltfs claim for relief under Title IX based upon a theory of ineffective accommodation – DENIED; pltfs claim for relief under Title IX based upon a theory of unequal financial assistance – DENIED as MOOT; pltfs claims for punitive damages under Title IX – GRANTED; pltfs claims brought pursuant to 42 U.S.C. section 1983 – GRANTED and (5) as to pltfs state law claims – GRANTED. (Price, M) (Entered: 12/12/2007)
12/21/2007	<u>36</u>	ANSWER to COMPLAINT by Regents of the University of California. Attorney Sheehan, Nancy Joan added.(Sheehan, Nancy) (Entered: 12/21/2007)
12/21/2007	<u>37</u>	DEMAND for TRIAL by JURY by Regents of the University of California. (Sheehan, Nancy) (Entered: 12/21/2007)
01/09/2008	<u>38</u>	NOTICE of APPEARANCE by Nancy Joan Sheehan on behalf of Regents of the University of California. (Sheehan, Nancy) (Entered: 01/09/2008)
01/09/2008	<u>39</u>	STIPULATION and PROPOSED ORDER Regarding Use of Discovery from Related Action by Regents of the University of California. (Sheehan, Nancy) (Entered: 01/09/2008)
01/09/2008	<u>40</u>	TO BE DISREGARDED PURSUANT TO NOTICE FILED 1/9/08. JOINT STATUS REPORT by Regents of the University of California. (Sheehan, Nancy) Modified on 1/9/2008 (Price, M). (Entered: 01/09/2008)
01/09/2008	<u>41</u>	NOTICE by Regents of the University of California. <i>Notice of Errata</i> (Sheehan, Nancy) (Entered: 01/09/2008)
01/09/2008	<u>42</u>	JOINT STATUS REPORT by Regents of the University of California. (Sheehan, Nancy) (Entered: 01/09/2008)
01/10/2008	<u>43</u>	STIPULATION and ORDER REGARDING USE OF DISCOVERY FROM RELATED ACTION signed by Judge Frank C. Damrell Jr. on 1/9/08. (Dillon, M) (Entered: 01/10/2008)
01/11/2008	<u>44</u>	NOTICE of CHANGE of ADDRESS by Monique Olivier. (Olivier, Monique) (Entered: 01/11/2008)
03/19/2008	<u>45</u>	STATUS ORDER signed by Judge Frank C. Damrell, Jr on 3/19/08 ORDERING Discovery set for 1/30/2009, Designation of Expert Witnesses due by 2/27/2009, last date to hear all dispositive motions will be no later 6/26/2009, Final Pretrial Conference set for 8/28/2009 at 01:30 PM in Courtroom 2 (FCD) before Judge

		Frank C. Damrell Jr., Jury Trial set for 10/27/2009 at 09:00 AM in Courtroom 2 (FCD) before Judge Frank C. Damrell Jr.. (Carlos, K) (Entered: 03/19/2008)
04/01/2008	<u>46</u>	OBJECTIONS by Plaintiffs Kelsey Brust, Jessica Bulala, Laura Ludwig Joint Objection to Status (Pretrial Scheduling) Order (Olivier, Monique) Modified on 4/2/2008 (Price, M). (Entered: 04/01/2008)
04/04/2008	<u>47</u>	MINUTE ORDER: from CRD M. Price for Judge Frank C. Damrell, Jr on 04/04/08. The court OVERRULES the parties <u>46</u> Objections made as to the number of depositions to be taken. Pursuant to Local Rules 72-302(c)(1) and 37-251 all discovery disputes should be brought before the assigned magistrate judge. The court shall modify the scheduling of the expert witness discovery and shall issue an amended Status (Pretrial Scheduling) Order in conjunction with this minute order. (Price, M) (Entered: 04/04/2008)
04/04/2008	<u>48</u>	AMENDED SCHEDULING ORDER: signed by Judge Frank C. Damrell, Jr on 04/04/08. Designation of Expert Witnesses due by 9/2/2008, rebuttal expert designations 10/15/08 and all expert discovery closes by 2/28/09. Discovery due by 1/30/2009. Dispositive Motion to be heard no later than 6/26/2009. Final Pretrial Conference set for 8/28/2009 at 01:30 PM in Courtroom 2 (FCD) before Judge Frank C. Damrell Jr. Jury Trial set for 10/29/2009 at 09:00 AM in Courtroom 2 (FCD) before Judge Frank C. Damrell Jr. (Price, M) (Entered: 04/04/2008)
07/30/2008	<u>49</u>	MOTION to COMPEL <i>Discovery Responses as to Plaintiffs Kelsey Brust, Jessica Bulala and Laura Ludwig</i> by Regents of the University of California. Attorney Kuzucuoglu, Ayse added. Motion Hearing set for 8/27/2008 at 10:00 AM in Courtroom 25 (EFB) before Magistrate Judge Edmund F. Brennan. (Kuzucuoglu, Ayse) (Entered: 07/30/2008)
08/05/2008	50	MINUTE ORDER by CRD: Due to the Court's unavailability, the hearing re:Def't Motion to Compel Discovery Responses <u>49</u> previously set for 08/27/08 is CONTINUED to 9/17/2008 at 10:00 AM in Courtroom 25 (EFB) before Magistrate Judge Edmund F. Brennan. (Text only entry) (Cannarozzi, N) (Entered: 08/05/2008)
08/05/2008	<u>51</u>	BRIEFING ORDER re <u>49</u> MOTION to COMPEL <i>Discovery Responses as to Plaintiffs Kelsey Brust, Jessica Bulala and Laura Ludwig</i> filed by Regents of the University of California. Signed by Magistrate Judge Edmund F. Brennan on 8/5/08. (Hinkle, T) (Entered: 08/05/2008)
08/14/2008	<u>52</u>	MOTION to CERTIFY CLASS by Kelsey Brust, Jessica Bulala, Laura Ludwig. Motion Hearing set for 10/03/2008 at 10:00 AM in Courtroom 2 (FCD) before Judge Frank C. Damrell, Jr. (Farrell, Noreen) Modified on 8/15/2008 (Benson, A). (Entered: 08/14/2008)
08/14/2008	<u>53</u>	MEMORANDUM in support of <u>52</u> Motion to Certify Class. (Farrell, Noreen) Modified on 8/15/2008 (Benson, A). (Entered: 08/14/2008)
08/14/2008	<u>54</u>	EVIDENCE <i>in support of 52 Motion for Class Certification</i> by Kelsey Brust, Jessica Bulala, Laura Ludwig. (Farrell, Noreen) Modified on 8/15/2008 (Benson, A). (Entered: 08/14/2008)
08/14/2008	<u>55</u>	EXHIBIT <i>Volume 1</i> by Kelsey Brust, Jessica Bulala, Laura Ludwig in support of <u>52</u> Motion to Certify Class. (Attachments: # <u>1</u> Exhibit A - A:18, # <u>2</u> Exhibit A:19 - A:23, # <u>3</u> Exhibit A:24 - A:34)(Farrell, Noreen) Modified on 8/15/2008 (Benson, A). (Entered: 08/14/2008)
08/14/2008	<u>56</u>	EXHIBIT <i>Volume 2 of Evidence Submitted by Plaintiffs in Support of their Motion for Class Certification</i> by Kelsey Brust, Jessica Bulala, Laura Ludwig re <u>52</u> MOTION to CERTIFY CLASS. (Farrell, Noreen) (Entered: 08/14/2008)
08/14/2008	<u>57</u>	APPENDIX on Non-Published Authority by Kelsey Brust, Jessica Bulala, Laura Ludwig in support of <u>52</u> Motion to Certify Class. (Farrell, Noreen) Modified on 8/15/2008 (Benson, A). (Entered: 08/14/2008)
08/14/2008	<u>58</u>	PROPOSED ORDER re <u>52</u> Motion to Certify Class (Farrell, Noreen) Modified on 8/15/2008 (Benson, A). (Entered: 08/14/2008)

08/22/2008	<u>59</u>	STIPULATION and PROPOSED ORDER Request to Modify Status (Pretrial Scheduling Order by Larry Vanderhoef, Greg Warzecka, Regents of the University of California. Attorney Pott, Michael William added. (Pott, Michael) (Entered: 08/22/2008)
08/25/2008	<u>60</u>	STIPULATION and ORDER MODIFYING <u>48</u> STATUS (PRETRIAL SCHEDULING) ORDER signed by Judge Frank C. Damrell, Jr. on 08/22/08 ORDERING that Designation of Expert Witnesses is now due by 11/03/08; Disclosure of supplemental list of expert witnesses and accompanying written reports for persons who will express an opinion on a subject covered by an expert designated by an adverse party, if the party supplementing an expert witness designation has not previously retained an expert to testify on that subject due by 12/15/08. The disclosure of experts and supplemental experts will be made based in conformance with the language contained in the amended (pretrial scheduling) order. (Benson, A) (Entered: 08/25/2008)
09/10/2008	<u>61</u>	OPPOSITION by Larry Vanderhoef, Greg Warzecka, Regents of the University of California. Attorney Sheehan, Nancy Joan added. <i>Memorandum of Points and Authorities in Support of Defendant's Opposition to Plaintiff's Motion for Class Certification</i> (Sheehan, Nancy) (Entered: 09/10/2008)
09/10/2008	<u>62</u>	EXHIBIT <i>Index of Exhibits in Support of Defendant's Opposition to Plaintiff's Motion for Class Certification</i> . (Sheehan, Nancy) (Entered: 09/10/2008)
09/10/2008	<u>63</u>	EXHIBIT <i>K through O in Support of Defendant's Opposition to Plaintiff's Motion for Class Certification</i> . (Sheehan, Nancy) (Entered: 09/10/2008)
09/10/2008	<u>64</u>	EXHIBIT <i>P thorough Q in Support of Defendant's Opposition to Plaintiff's Motion for Class Certification</i> . (Sheehan, Nancy) (Entered: 09/10/2008)
09/10/2008	<u>65</u>	EXHIBIT <i>R through U in Support of Defendant's Opposition to Plaintiffs' Motion for Class Certification</i> . (Sheehan, Nancy) (Entered: 09/10/2008)
09/10/2008	<u>66</u>	EXHIBIT <i>V through BB in Support of Defendant's Opposition to Plaintiffs' Motion for Class Certification</i> . (Sheehan, Nancy) (Entered: 09/10/2008)
09/10/2008	<u>67</u>	EXHIBIT <i>A through J in Support of Defendant's Opposition to Plaintiffs' Motion for Class Certification</i> . (Sheehan, Nancy) (Entered: 09/10/2008)
09/10/2008	<u>68</u>	EXHIBIT <i>Appendix of Authority [PART I] In Support of Defendant's Opposition to Plaintiffs' Motion for Class Certification</i> . (Sheehan, Nancy) (Entered: 09/10/2008)
09/10/2008	<u>69</u>	EXHIBIT <i>Appendix of Authority [PART II] in Support of Defendant's Opposition to Plaintiffs' Motion for Class Certification</i> . (Sheehan, Nancy) (Entered: 09/10/2008)
09/11/2008	<u>70</u>	EXHIBIT <i>Amended Exhibits B + G in Support of Defendant's Opposition to Plaintiffs' Motion for Class Certification</i> . (Sheehan, Nancy) (Entered: 09/11/2008)
09/12/2008	71	MINUTE ORDER by CRD:Due to the parties failure to file a joint stipulation relative to the discovery motion filed July 30, 2008 <u>49</u> , the requirements of which were set forth in this courts briefing order filed August 5, 2008 <u>51</u> , the motion is hereby VACATED from this courts September 17, 2008 law and motion calendar and CONTINUED to 10/8/2008 at 10:00 AM in Courtroom 25 (EFB) before Magistrate Judge Edmund F. Brennan. The motion will be deemed withdrawn upon notice from the moving party or failure to file a joint stipulation five days before the hearing as set forth in the courts prior briefing order. (Text only entry) (Cannarozzi, N) (Entered: 09/12/2008)
09/12/2008	72	AMENDED MINUTE ORDER by CRD re 71 . The motion hearing re: <u>49</u> is RESET from 10/08/08 to 10/15/2008 at 10:00 AM in Courtroom 25 (EFB) before Magistrate Judge Edmund F. Brennan. (Text only entry) (Cannarozzi, N) (Entered: 09/12/2008)
09/12/2008	<u>73</u>	EX PARTE APPLICATION by Kelsey Brust, Jessica Bulala, Laura Ludwig for an Extension to Page Limits for Plaintiffs' Reply Brief on the Motion for Class Certification. (Attachments: # <u>1</u> Proposed Order)(Olivier, Monique) (Entered: 09/12/2008)

09/15/2008	<u>74</u>	ORDER signed by Judge Frank C. Damrell, Jr on 9/15/08 ORDERING pltf's Brust, Ludwig and Bulala are permitted to file their Reply Brief on the Motion to Class Certification in excess of 10 pages, but not to exceed 15 pages. (Carlos, K) (Entered: 09/15/2008)
09/26/2008	<u>75</u>	REPLY by Kelsey Brust in Support of <u>52</u> Motion for Class Certification. (Attachments: # <u>1</u> Declaration of Monique Olivier ISO Motion for Class Certification, # <u>2</u> Appendix of Non-Published Authority ISO Plaintiffs' Motion)(Olivier, Monique) Modified on 10/1/2008 (Dillon, M). (Entered: 09/26/2008)
09/29/2008	<u>76</u>	REPLY by Larry Vanderhoef, Greg Warzecka, Regents of the University of California to RESPONSE. Attorney Burkett, David Pontus Eugene added. <i>Defendant's Response to Plaintiffs' Reply to Opposition to Class Certification</i> (Burkett, David) (Entered: 09/29/2008)
09/29/2008	<u>77</u>	DECLARATION of Supplemental Declaration of Amy Cole Regarding Typographical Error in re <u>52</u> Motion to Certify Class. (Burkett, David) (Entered: 09/29/2008)
09/29/2008	<u>78</u>	PROPOSED ORDER. <i>Regarding Defendant's Response to Plaintiffs' Reply to Opposition to Class Certification</i> (Burkett, David) (Entered: 09/29/2008)
09/30/2008	79	MINUTE ORDER by CRD M. Krueger for Judge Frank C. Damrell, Jr. on 9/30/08: Plaintiffs' Motion to Certify Class <u>52</u> is hereby SUBMITTED. The hearing set for 10/3/08 is VACATED. The Court will issue a written order. (TEXT ONLY) (Krueger, M) (Entered: 09/30/2008)
10/03/2008	<u>80</u>	SUPPLEMENTAL DECLARATION of Whitney Huston in SUPPORT of <u>52</u> Motion to Certify Class. Attorney Huston, Whitney Bryn added. (Huston, Whitney) Modified on 10/9/2008 (Mena-Sanchez, L). (Entered: 10/03/2008)
10/06/2008	81	MINUTE ORDER by CRD: Due to the unavailability of the Court, Def't's Motion to Compel Discovery Responses <u>49</u> currently set for hearing on 10/15/08 is CONTINUED to 10/22/2008 at 10:00 AM in Courtroom 25 (EFB) before Magistrate Judge Edmund F. Brennan. The parties are reminded to comply with the Court's previously issued Order <u>51</u> regarding the joint statement. (Text only entry) (Cannarozzi, N) (Entered: 10/06/2008)
10/08/2008	<u>82</u>	WITHDRAWAL of <u>49</u> MOTION to COMPEL <i>Discovery Responses as to Plaintiffs Kelsey Brust, Jessica Bulala and Laura Ludwig</i> by Larry Vanderhoef, Greg Warzecka, Regents of the University of California. (Burkett, David) (Entered: 10/08/2008)
10/13/2008	<u>83</u>	DECLARATION of David P.E. Burkett in (Supplemental) Opposition to <u>52</u> Motion to Certify Class. (Burkett, David) (Entered: 10/13/2008)
10/14/2008	<u>84</u>	STIPULATION and PROPOSED ORDER to Modify the Amended Status (Pretrial Scheduling) Order by Kelsey Brust, Jessica Bulala, Laura Ludwig. (Olivier, Monique) (Entered: 10/14/2008)
10/15/2008	<u>85</u>	STIPULATION and ORDER to modify the amended pretrial scheduling order signed by Judge Frank C. Damrell, Jr on 10/14/08: Designation of Expert Witnesses due by 11/21/2008. Disclosure of supplemental list of expert witnesses deadline shall be 12/23/08.(Manzer, C) (Entered: 10/15/2008)
10/24/2008	<u>86</u>	MEMORANUM AND ORDER signed by Judge Frank C. Damrell, Jr on 10/23/2008 GRANTING <u>52</u> Motion to Certify Class. The court appoints Kelsey Brust, Laura Ludwig, and Jessica Bulala as class representatives. The court appoints Equal Rights Advocates, The Sturdevant Law Firm, and Equity Legal as classcounsel. (Streeter, J) (Entered: 10/24/2008)
11/13/2008	<u>87</u>	STIPULATION and PROPOSED ORDER to modify the amended status (pretrial scheduling) order by Kelsey Brust, Jessica Bulala, Laura Ludwig. (Olivier, Monique) Modified on 11/20/2008 (Engbretson, K.). (Entered: 11/13/2008)
11/17/2008	<u>88</u>	STIPULATION and ORDER to modify the amended pretrial scheduling order signed by Judge Frank C. Damrell, Jr on 11/17/08: Designation of Expert Witnesses due by 12/19/2008. Disclosure of supplemental list of expert witnesses

		deadline shall be 01/23/09. Discovery due by 3/27/2009. Dispositive Motion due by 7/10/2009. (Manzer, C) (Entered: 11/17/2008)
12/19/2008	<u>89</u>	WITNESS LIST by Larry Vanderhoef, Greg Warzecka, Regents of the University of California.(Sheehan, Nancy) (Entered: 12/19/2008)
12/19/2008	<u>90</u>	DESIGNATION/DISCLOSURE of EXPERT WITNESS by Kelsey Brust, Jessica Bulala, Laura Ludwig. (Attachments: # <u>1</u> Exhibit 1 – Lopiano Report, # <u>2</u> Exhibit 2 – Yiamouyiannis Report, # <u>3</u> Exhibit Yiamouyiannis Report Exs 1–9, # <u>4</u> Exhibit Yiamouyiannis Report Ex 10a, # <u>5</u> Exhibit Yiamouyiannis Report Ex 10b)(Olivier, Monique) (Entered: 12/19/2008)
01/09/2009	<u>91</u>	NOTICE OF CHANGE IN COUNSEL by Kelsey Brust, Jessica Bulala, Laura Ludwig. (Olivier, Monique) (Entered: 01/09/2009)
03/05/2009	<u>92</u>	STIPULATION and PROPOSED ORDER to modify Amended Status (Pretrial Scheduling) Order by plaintiffs. (Olivier, Monique) Modified on 3/11/2009 (Marciel, M). (Entered: 03/05/2009)
03/06/2009	<u>93</u>	STIPULATION and ORDER Modifying Scheduling Order signed by Judge Frank C. Damrell, Jr. on 3/6/2009 (ORDER MODIFIED FROM SUBMITTED VERSION): Designation of Expert Witnesses due by 2/13/2009, with Supplemental Disclosures due by 3/20/2009. Expert Discovery cut-off is EXTENDED to 5/22/2009. Dispositive Motions shall be heard by 9/4/2009. The Final Pretrial Conference is RESET for 10/30/2009 at 2:30 PM in Courtroom 2 (FCD) before Judge Frank C. Damrell Jr., and the Joint Final Pretrial Conference Statement is due by 10/16/2009. The Jury Trial is RESET for 1/26/2010 at 9:00 AM in Courtroom 2 (FCD) before Judge Frank C. Damrell Jr. (Krueger, M) (Entered: 03/06/2009)
03/26/2009	<u>94</u>	NOTICE of Change of Counsel by Larry Vanderhoef, Greg Warzecka, Regents of the University of California. (Sheehan, Nancy) (Entered: 03/26/2009)
04/23/2009	<u>95</u>	STIPULATION and PROPOSED ORDER to Modify the Amended Status (Pre-Trial) Scheduling Order by Larry Vanderhoef, Greg Warzecka, Regents of the University of California. (Sheehan, Nancy) Modified on 4/28/2009 (Engbretson, K.). (Entered: 04/23/2009)
04/24/2009	<u>96</u>	STIPULATION and ORDER <u>95</u> signed by Judge Frank C. Damrell, Jr on 4/23/2009 GRANTING to Modify the Amended Status (Pre-Trial) Scheduling Order, and extending the Merits and Experts Discovery Cut-Off dates to both be 7/24/09. All other dates to remain the same. (Matson, R) Modified on 4/24/2009 (Krueger, M). (Entered: 04/24/2009)
06/22/2009	<u>97</u>	JOINT NOTICE of SETTLEMENT and [proposed] Order re Briefing Schedule for Preliminary Approval by Kelsey Brust, Jessica Bulala, Laura Ludwig, Regents of the University of California. Filing Deadline: 6/30/2009. (Olivier, Monique) Modified on 6/23/2009 (Mena-Sanchez, L). (Entered: 06/22/2009)
06/23/2009	<u>98</u>	ORDER signed by Judge Frank C. Damrell, Jr. on 6/23/09 ORDERING that the Joint Motion for Preliminary Approval Papers are to be filed no later than 6/30/09; and hearing on the Joint Motion for Preliminary Approval on 8/21/09, at 10:00 a.m. (Engbretson, K.) (Entered: 06/23/2009)
06/30/2009	<u>99</u>	MOTION for JUDGMENT Notice of Joint Motion and Motion for Order: (1) Preliminarily Approving the Stipulated Judgment, (2) Authorizing Distribution of Notice of Settlement, and (3) Setting a Schedule for the Final Approval Process by Kelsey Brust, Jessica Bulala, Laura Ludwig. Motion Hearing set for 8/21/2009 at 10:00 AM in Courtroom 2 (FCD) before Judge Frank C. Damrell Jr.. (Olivier, Monique) (Entered: 06/30/2009)
06/30/2009	<u>100</u>	MEMORANDUM by Kelsey Brust, Jessica Bulala, Laura Ludwig in SUPPORT of <u>99</u> MOTION for JUDGMENT Notice of Joint Motion and Motion for Order: (1) Preliminarily Approving the Stipulated Judgment, (2) Authorizing Distribution of Notice of Settlement, and (3) Setting a Schedule for the Final Approval Process MOTION for JUDGMENT Notice of Joint Motion and Motion for Order: (1) Preliminarily Approving the Stipulated Judgment, (2) Authorizing Distribution of Notice of Settlement, and (3) Setting a Schedule for the Final Approval Process.

		(Olivier, Monique) (Entered: 06/30/2009)
06/30/2009	<u>101</u>	DECLARATION of Monique Olivier in SUPPORT OF <u>99</u> MOTION for JUDGMENT <i>Notice of Joint Motion and Motion for Order: (1) Preliminarily Approving the Stipulated Judgment, (2) Authorizing Distribution of Notice of Settlement, and (3) Setting a Schedule for the Final Approval Process</i> MOTION for JUDGMENT <i>Notice of Joint Motion and Motion for Order: (1) Preliminarily Approving the Stipulated Judgment, (2) Authorizing Distribution of Notice of Settlement, and (3) Setting a Schedule for the Final Approval Process.</i> (Olivier, Monique) (Entered: 06/30/2009)
06/30/2009	<u>102</u>	DECLARATION of NOREEN A. FARRELL in SUPPORT OF <u>99</u> MOTION for JUDGMENT <i>Notice of Joint Motion and Motion for Order: (1) Preliminarily Approving the Stipulated Judgment, (2) Authorizing Distribution of Notice of Settlement, and (3) Setting a Schedule for the Final Approval Process</i> MOTION for JUDGMENT <i>Notice of Joint Motion and Motion for Order: (1) Preliminarily Approving the Stipulated Judgment, (2) Authorizing Distribution of Notice of Settlement, and (3) Setting a Schedule for the Final Approval Process.</i> (Olivier, Monique) (Entered: 06/30/2009)
06/30/2009	<u>103</u>	DECLARATION of DINA R. LASSOW in SUPPORT OF <u>99</u> MOTION for JUDGMENT <i>Notice of Joint Motion and Motion for Order: (1) Preliminarily Approving the Stipulated Judgment, (2) Authorizing Distribution of Notice of Settlement, and (3) Setting a Schedule for the Final Approval Process</i> MOTION for JUDGMENT <i>Notice of Joint Motion and Motion for Order: (1) Preliminarily Approving the Stipulated Judgment, (2) Authorizing Distribution of Notice of Settlement, and (3) Setting a Schedule for the Final Approval Process.</i> (Olivier, Monique) (Entered: 06/30/2009)
06/30/2009	<u>104</u>	DECLARATION of NANCY J. SHEEHAN in SUPPORT OF <u>99</u> MOTION for JUDGMENT <i>Notice of Joint Motion and Motion for Order: (1) Preliminarily Approving the Stipulated Judgment, (2) Authorizing Distribution of Notice of Settlement, and (3) Setting a Schedule for the Final Approval Process</i> MOTION for JUDGMENT <i>Notice of Joint Motion and Motion for Order: (1) Preliminarily Approving the Stipulated Judgment, (2) Authorizing Distribution of Notice of Settlement, and (3) Setting a Schedule for the Final Approval Process.</i> (Olivier, Monique) (Entered: 06/30/2009)
06/30/2009	<u>105</u>	PROPOSED ORDER [Proposed] Order re <u>99</u> MOTION for JUDGMENT <i>Notice of Joint Motion and Motion for Order: (1) Preliminarily Approving the Stipulated Judgment, (2) Authorizing Distribution of Notice of Settlement, and (3) Setting a Schedule for the Final Approval Process</i> MOTION for JUDGMENT <i>Notice of Joint Motion and Motion for Order: (1) Preliminarily Approving the Stipulated Judgment, (2) Authorizing Distribution of Notice of Settlement, and (3) Setting a Schedule for the Final Approval Process.</i> (Olivier, Monique) (Entered: 06/30/2009)
08/11/2009	<u>106</u>	ORDER signed by Judge Frank C. Damrell, Jr on 8/11/2009 Preliminarily APPROVING the Stipulated Judgment, Authorizing Distribution of Notice of Settlement, and Setting a Schedule for the Final Approval Process <u>99</u> . The Fairness Hearing is SET for 10/16/2009 at 10:00 AM in Courtroom 2 (FCD) before Judge Frank C. Damrell Jr. (Krueger, M) (Entered: 08/11/2009)
09/28/2009	<u>107</u>	MOTION Leave to File Amicus Brief by Eagle Forum Education & Legal Defense Fund. Attorney Joseph, Lawrence John added. Motion Hearing set for 11/13/2009 at 10:00 AM in Courtroom 2 (FCD) before Judge Frank C. Damrell Jr. (Attachments: # <u>1</u> Corporate Disclosure, # <u>2</u> Proposed Order , # <u>3</u> Proposed Amicus Brief)(Joseph, Lawrence) (Entered: 09/28/2009)
09/30/2009	<u>108</u>	ORDER signed by Judge Frank C. Damrell, Jr on 9/29/09 ORDERING that the <u>107</u> motion to file the amicus curiae brief is GRANTED and the Clerk is ordered file the amicus curiae brief that accompanied the motion on the docket. The parties may file a response, either jointly or separately, not to exceed fifteen (15) pages within fourteen (14) days of the date of this order. IT IS FURTHER ORDERED that oral argument on the issue of jurisdiction as raised by the Amicus Curiae will not be necessary.(Duong, D) Modified on 10/1/2009 (Duong, D). (Entered: 09/30/2009)

09/30/2009	<u>109</u>	AMICUS CURIAE BRIEF by Eagle Forum Education & Legal Defense Fund. (Duong, D) (Entered: 09/30/2009)
10/09/2009	<u>110</u>	MOTION for Final Approval of Settlement; Entry of Stipulated Judgment; and Award of Attorneys' Fees and Costs by Kelsey Brust, Jessica Bulala, Laura Ludwig. Motion Hearing set for 10/16/2009 at 10:00 AM in Courtroom 2 (FCD) before Judge Frank C. Damrell Jr.. (Olivier, Monique) Modified on 10/13/2009 (Kaminski, H). (Entered: 10/09/2009)
10/09/2009	<u>111</u>	MEMORANDUM by Kelsey Brust, Jessica Bulala, Laura Ludwig in SUPPORT of <u>110</u> MOTION . (Olivier, Monique) Modified on 10/13/2009 (Kaminski, H). (Entered: 10/09/2009)
10/09/2009	<u>112</u>	DECLARATION of Monique Olivier in SUPPORT of <u>110</u> MOTION. (Olivier, Monique) Modified on 10/13/2009 (Kaminski, H). (Entered: 10/09/2009)
10/09/2009	<u>113</u>	DECLARATION of Noreen A. Farrell in SUPPORT of <u>110</u> MOTION. (Olivier, Monique) Modified on 10/13/2009 (Kaminski, H). (Entered: 10/09/2009)
10/09/2009	<u>114</u>	DECLARATION of Mark A. Chavez in SUPPORT of <u>110</u> MOTION. (Olivier, Monique) Modified on 10/13/2009 (Kaminski, H). (Entered: 10/09/2009)
10/09/2009	<u>115</u>	DECLARATION of Dina R. Lassow in SUPPORT of <u>110</u> MOTION. (Olivier, Monique) Modified on 10/13/2009 (Kaminski, H). (Entered: 10/09/2009)
10/09/2009	<u>116</u>	DECLARATION of David Burkett in SUPPORT of <u>110</u> MOTION . (Olivier, Monique) Modified on 10/13/2009 (Kaminski, H). (Entered: 10/09/2009)
10/09/2009	<u>117</u>	PROPOSED ORDER granting <u>110</u> MOTION by Kelsey Brust, Jessica Bulala, Laura Ludwig. (Attachments: # <u>1</u> Stipulated Judgment and Order)(Olivier, Monique) Modified on 10/13/2009 (Kaminski, H). (Entered: 10/09/2009)
10/13/2009	<u>118</u>	OPPOSITION by Plaintiffs Kelsey Brust, Jessica Bulala, Laura Ludwig to <u>109</u> Brief. (Olivier, Monique) (Entered: 10/13/2009)
10/16/2009	119	MINUTES (Text Only) for proceedings held before Judge Frank C. Damrell, Jr: MOTION HEARING held on 10/16/2009. <u>110</u> Plaintiffs' Motion for Judgment and Motion for Approval of Settlement is GRANTED. Plaintiffs Counsel Monique Olivier, Noreen Farrell present. Defendants Counsel Nancy Sheehan present. Court Reporter/CD Number: Laurie Howard, Diamond Court Reporter. (Narcisse, M) (Entered: 10/16/2009)
10/20/2009	<u>120</u>	ORDER signed by Judge Frank C. Damrell, Jr on 10/19/09 GRANTING Joint Motion for Final approval of settlement, entry of stipulated judgment; and award of attorney's fees and costs.(Mena-Sanchez, L) (Entered: 10/20/2009)
10/20/2009	<u>121</u>	STIPULATED JUDGMENT AND ORDER signed by Judge Frank C. Damrell, Jr on 10/19/09. CASE CLOSED. (Mena-Sanchez, L) (Entered: 10/20/2009)