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PLACENTIA-YORBA LINDA UNIFIED
7 SCHOOL DISTRICT

8 UNITED STATES DISTRICT COURT
9 CENTRAL DISTRICT OF CALIFORNIA

10
11 SAMUEL MENDOZA,

12 Plaintiff,

13 vs.

14 PLACENTIA-YORBA LINDA
UNIFIED SCHOOL DISTRICT;

15 And

16 ORANGE UNIFIED SCHOOL
17 DISTRICT,

18 Defendants.

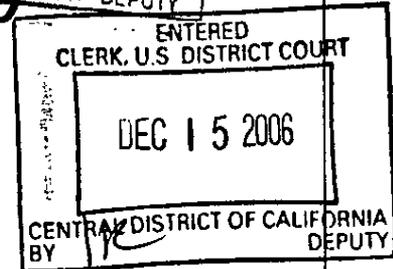
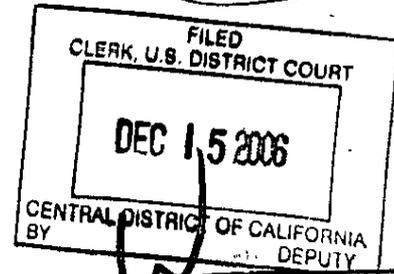
Case No. CV06-2294 R (SSx)

~~PROPOSED~~ JUDGMENT

Date Action Filed: April 14, 2006

Trial Date: November 28, 2006

THIS CONSTITUTES NOTICE OF ENTRY
AS REQUIRED BY FRCP, RULE 77(d).



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CLERK OF COURT
CENTRAL DISTRICT OF CALIFORNIA
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1 On November 28, 2006, this matter was tried before this Court, the Honorable
2 Manuel L. Real, United States District Judge, presiding.

3 After considering the trial briefs of the parties, arguments of counsel, the
4 administrative record and evidence produced, and good cause appearing therefore,
5 this Court finds as follows:

6 **IT IS HEREBY ORDERED** that judgment be entered in favor of Defendant
7 Placentia Yorba Linda Unified School District ("PYLUSD"), as follows:

8 1. Following exercise of its independent judgment after fully reviewing
9 the administrative record in this matter, the Court finds that the Administrative Law
10 Judge's ("ALJ") decision dated January 19, 2006, Office of Administrative Hearings
11 ("OAH") Case No. N2005071105, is both entitled to substantial deference and
12 supported by a preponderance of the evidence. Consequently, this Court elects to
13 accept the ALJ's findings in their entirety. (*Ojai Unified Sch. Dist. v. Jackson*, 4
14 F.3d 1467, 1473-73 (9th Cir. 1993));

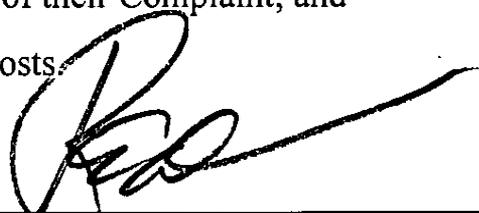
15 2. Inasmuch as the Court consequently rejects the entire premise of the
16 instant lawsuit, which alleges error on the part of the ALJ, judgment shall be and
17 hereby is entered against Plaintiffs and in favor of PYLUSD on Plaintiffs'
18 Complaint;

19 3. Plaintiffs take nothing by reason of their Complaint; and

20 4. Each party shall bear their own costs.

21 IT IS SO ORDERED.

22 Dated: _____



Hon. Manuel L. Real,
United States District Judge

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PROOF OF SERVICE BY MAIL AND FACSIMILE

STATE OF CALIFORNIA, COUNTY OF ORANGE

I am employed by the law office of Rutan & Tucker, LLP in the County of Orange, State of California. I am over the age of 18 and not a party to the within action. My business address is 611 Anton Boulevard, Fourteenth Floor, Costa Mesa, California 92626-1931.

On December 13, 2006, I served on the interested parties in said action the within:

[PROPOSED] JUDGMENT

by placing a true copy thereof in sealed envelope(s) addressed as stated below:

Paul H. Kamoroff, Esq. Christopher J. McCann, Esq. Kamoroff & Associates 1720 E. Garry Avenue, Suite 221 Santa Ana, CA 92705	Counsel for Plaintiff, Samuel Mendoza Telephone: (949) 474-0302 Facsimile: (949) 474-0306
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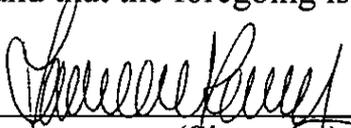
Jonathan J Mott, Esq. Parker & Covert, LLP 17862 East Seventeenth Street Suite 204-East Building Tustin, CA 92780	Counsel for Orange Unified School District Telephone: (714) 573-0900 Facsimile: (714) 573-0998
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In the course of my employment with Rutan & Tucker, LLP, I have, through first-hand personal observation, become readily familiar with Rutan & Tucker, LLP's practice of collection and processing correspondence for mailing with the United States Postal Service. Under that practice I deposited such envelope(s) in an out-box for collection by other personnel of Rutan & Tucker, LLP, and for ultimate posting and placement with the U.S. Postal Service on that same day in the ordinary course of business. If the customary business practices of Rutan & Tucker, LLP with regard to collection and processing of correspondence and mailing were followed, and I am confident that they were, such envelope(s) were posted and placed in the United States mail at Costa Mesa, California, that same date. I am aware that on motion of party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

I caused the foregoing document to be served by facsimile transmission to each interested party at the facsimile machine telephone number shown as stated above.

Executed on December 13, 2006, at Costa Mesa, California. I declare under penalty of perjury that I am employed in the office of a member of the bar of this Court at whose direction the service was made and that the foregoing is true and correct.

Lauren Ramey
(Type or print name)


(Signature)