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*Used*  
FILED  
CLERK, U.S. DISTRICT COURT  
AUG 23 2005  
CENTRAL DISTRICT OF CALIFORNIA  
DEPUTY

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C. J. R. U. S. DISTRICT COURT  
CENTRAL DIST. OF CALIF.  
SANTA ANA

UNITED STATES DISTRICT COURT  
FOR THE CENTRAL DISTRICT OF CALIFORNIA

19 NADINE FLORES, et al.,  
20 Plaintiffs,

21 v.

22 LOS ANGELES COUNTY  
23 METROPOLITAN  
24 TRANSPORTATION  
25 AUTHORITY, et al.,  
26 Defendants.

CASE NO. SACV 03-820 JVS  
(ANx)

**STIPULATION AND**  
**~~PROPOSED~~ ORDER**  
**THEREON BY PLAINTIFFS'**  
**AND DEFENDANTS'**  
**COUNSEL TO MODIFY**  
**SECTION 5.8.1.4 OF THE**  
**STIPULATION FOR**  
**SETTLEMENT AND ORDER**  
**THEREON ENTERED**  
**SEPTEMBER 27, 2004**

DOCKETED ON CM  
AUG 23 2005  
BY *[Signature]* 040

*69*

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Stipulation of Counsel and  
Order Thereon

1 On September 27, 2004, this Court entered its Order approving the  
2 Stipulation for Settlement of this action. Since that date, the parties have been  
3 diligently complying with its terms and to this end have exchanged and commented  
4 on various matters as required under the Order.  
5

6 Section 5.8.1.4 of the Order (without its subsections which will remain  
7 unchanged) currently provides as follows:  
8

9 “Subject to all of the limitations described in this section (5.8.1.4)  
10 including its subsections, ASI will, upon request made to Steve Montes at  
11 ASI’s main telephone number [(213)270-6000], or such successor as ASI  
12 may designate from time to time, make available to any Certified Rider an  
13 audio copy of the reservation call by which a Next-Day Ride reservation was  
14 made (or attempted to be made) for (or on behalf of ) that Certified Rider.  
15 ASI will include information regarding the process for requesting audio  
16 copies of reservation calls in the Riders’ Guide and on ASI’s web site. For  
17 the purpose of this section (5.8.1.4) including its subsections, a request for an  
18 audio copy of a call canceling (or attempting to cancel) a Next-Day Ride  
19 reservation shall be treated the same as a request for an audio copy of a call  
20 making such a reservation. The limitation contained in subsection 5.8.1.4.2  
21 shall apply to the annual total number of calls for which copies are requested,  
22 regardless of whether such calls are for reservations, cancellations, or a  
23 mixture of the two.”  
24  
25

26 The process has proven inconvenient for Riders to use and at the request of  
27 ASI with the concurrence of Plaintiffs’ Attorneys it is proposed that the Order be  
28 changed so as to make ASI’s Customer Service Center the contact point and its toll

1 free number [(800) 827-0829] the contact number. In this way, riders will have a  
2 toll free rather than toll number to call and always be able to speak to a  
3 representative.

4 To address this requested change, the parties, through their respective  
5 attorneys, hereby stipulate and respectfully request the Court to modify section  
6 5.8.1.4 (excluding its subparts which remain unchanged) to read as follows:

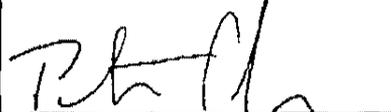
7  
8 “Subject to all of the limitations described in this section (5.8.1.4)  
9 including its subsections, ASI will, upon request made to its Customer  
10 Service Center [(800) 827-0829], or such successor as ASI may designate  
11 from time to time, make available to any Certified Rider an audio copy of the  
12 reservation call by which a Next-Day Ride reservation was made (or  
13 attempted to be made) for (or on behalf of that Certified Rider.) ASI will  
14 include information regarding the process for requesting audio copies of  
15 reservation calls in the Riders’ Guide and on ASI’s website. For the purpose  
16 of this section (5.8.1.4) including its subsections, a request for an audio copy  
17 on a call canceling (or attempting to cancel) a Next-Day Rider reservation  
18 shall be treated the same as a request for an audio copy of a call making such  
19 a reservation. The limitation contained in subsection 5.8.1.4.2 shall apply to  
20 the annual total number of calls for which copies are requested, regardless of  
21 whether such calls are for reservations, cancellations, or a mixture of the  
22 two.”

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25 [SIGNATURE PAGE FOLLOWS]  
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Respectfully Submitted,

Dated: August 12, 2005



Peter J. Eliasberg, Esq.  
Mark D. Rosenbaum, Esq.  
Attorneys for Plaintiff  
ACLU Foundation of Southern  
California

Dated: August \_\_, 2005

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Parker, Milliken, Clark, O'Hara  
& Samuelian  
Attorneys for Defendant  
Los Angeles County  
Metropolitan Transportation  
Authority

Dated: August \_\_, 2005

Maria Iriarte-Abdo, Esq.  
Michelle Uzeta, Esq.  
Attorneys for Plaintiff  
Protection & Advocacy, Inc.

Dated: August \_\_, 2005

Mary E. Reyna, Esq.  
Office of the County Counsel  
Attorneys for Defendant  
Los Angeles County  
Metropolitan Transportation  
Authority

Dated: August \_\_, 2005

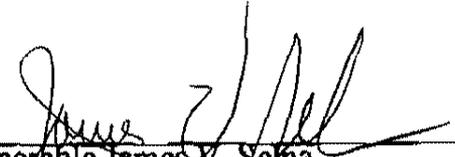
August \_\_, 2005

Paula D. Pearlman, Esq.  
Eve Hill, Esq.  
Attorneys for Plaintiff  
Western Law Center for Disability  
Rights

James G. Jones, Esq.  
Jones & Lester, LLP.  
Attorneys for Defendant  
Access Services Incorporated

IT IS SO ORDERED

Dated: 8-22-05

  
Honorable James V. Serna  
United States District Judge

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Respectfully Submitted,

Dated: August \_\_, 2005

Dated: August \_\_, 2005

\_\_\_\_\_  
Peter J. Eliasberg, Esq.  
Mark D. Rosenbaum, Esq.  
Attorneys for Plaintiff  
ACLU Foundation of Southern  
California

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Ira A. Weinreb, Esq.  
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& Samuelian  
Attorneys for Defendant  
Los Angeles County  
Metropolitan Transportation  
Authority

Dated: August \_\_, 2005

Dated: August \_\_, 2005

*Michelle Uzeta*  
\_\_\_\_\_  
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Michelle Uzeta, Esq.  
Attorneys for Plaintiff  
Protection & Advocacy, Inc.

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Mary E. Reyna, Esq.  
Office of the County Counsel  
Attorneys for Defendant  
Los Angeles County  
Metropolitan Transportation  
Authority

Dated: August 11, 2005

August \_\_\_\_, 2005

\_\_\_\_\_  
Paula D. Pearlman, Esq.  
Eve Hill, Esq.  
Attorneys for Plaintiff  
Western Law Center for Disability  
Rights

\_\_\_\_\_  
James G. Jones, Esq.  
Jones & Lester, LLP.  
Attorneys for Defendant  
Access Services Incorporated

IT IS SO ORDERED

Dated: \_\_\_\_\_

\_\_\_\_\_  
Honorable James V. Selna  
United States District Judge

1 Respectfully Submitted,

2  
3 Dated: August \_\_, 2005

Dated: August \_\_, 2005

4  
5  
6 Peter J. Eliasberg, Esq.  
7 Mark D. Rosenbaum, Esq.  
8 Attorneys for Plaintiff  
9 ACLU Foundation of Southern  
10 California

Brenton F. Goodrich, Esq.  
Ira A. Weinreb, Esq.  
Parker, Milliken, Clark, O'Hara  
& Samuelian  
Attorneys for Defendant  
Los Angeles County  
Metropolitan Transportation  
Authority

11  
12 Dated: August \_\_, 2005

Dated: August \_\_, 2005

13  
14 Maria Inarte-Abdo, Esq.  
15 Michelle Uzeta, Esq.  
16 Attorneys for Plaintiff  
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Mary E. Reyna, Esq.  
Office of the County Counsel  
Attorneys for Defendant  
Los Angeles County  
Metropolitan Transportation  
Authority

18  
19 Dated: August \_\_, 2005

August \_\_\_\_, 2005

20 

21 Paula D. Pearlman, Esq.  
22 Eve Hill, Esq.  
23 Attorneys for Plaintiff  
24 Western Law Center for Disability  
25 Rights

James G. Jones, Esq.  
Jones & Lester, LLP.  
Attorneys for Defendant  
Access Services Incorporated

26 IT IS SO ORDERED

27  
28 Dated: \_\_\_\_\_

\_\_\_\_\_  
Honorable James V. Selna  
United States District Judge

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Respectfully Submitted,

Dated: August \_\_, 2005

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Peter J. Eliasberg, Esq.  
Mark D. Rosenbaum, Esq.  
Attorneys for Plaintiff  
ACLU Foundation of Southern  
California

Dated: August \_\_, 2005

---

Maria Iriarte-Abdo, Esq.  
Michelle Uzeta, Esq.  
Attorneys for Plaintiff  
Protection & Advocacy, Inc.

Dated: August \_\_, 2005

---

Paula D. Pearlman, Esq.  
Eve Hill, Esq.  
Attorneys for Plaintiff  
Western Law Center for Disability  
Rights

IT IS SO ORDERED

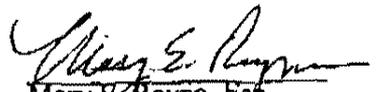
Dated: \_\_\_\_\_

Dated: August \_\_, 2005

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Ira A. Weinreb, Esq.  
Parker, Milliken, Clark, O'Hara  
& Samuelian  
Attorneys for Defendant  
Los Angeles County  
Metropolitan Transportation  
Authority

Dated: August 4, 2005

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Mary E. Reyna, Esq.  
Office of the County Counsel  
Attorneys for Defendant  
Los Angeles County  
Metropolitan Transportation  
Authority

August \_\_, 2005

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James G. Jones, Esq.  
Jones & Lester, LLP.  
Attorneys for Defendant  
Access Services Incorporated

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Honorable James V. Selna  
United States District Judge

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Respectfully Submitted,

Dated: August \_\_, 2005

\_\_\_\_\_  
Peter J. Eliasberg, Esq.  
Mark D. Rosenbaum, Esq.  
Attorneys for Plaintiff  
ACLU Foundation of Southern  
California

Dated: August \_\_, 2005

\_\_\_\_\_  
Maria Iriarte-Abdo, Esq.  
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Attorneys for Plaintiff  
Protection & Advocacy, Inc.

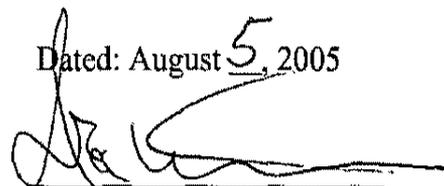
Dated: August \_\_, 2005

\_\_\_\_\_  
Paula D. Pearlman, Esq.  
Eve Hill, Esq.  
Attorneys for Plaintiff  
Western Law Center for Disability  
Rights

IT IS SO ORDERED

Dated: \_\_\_\_\_

Dated: August 5, 2005

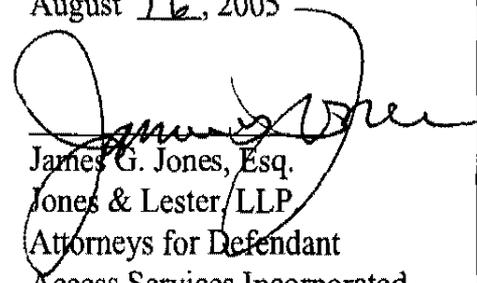


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Dated: August \_\_, 2005

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Los Angeles County  
Metropolitan Transportation  
Authority

August 16, 2005



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James G. Jones, Esq.  
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Access Services Incorporated

\_\_\_\_\_  
Honorable James V. Selna  
United States District Judge

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**PROOF OF SERVICE BY MAIL**

STATE OF CALIFORNIA            )  
  )ss.:  
COUNTY OF VENTURA            )

I am employed in the County of Ventura, State of California. I am over the age of eighteen (18) and not a party to the within action; my business address is: 300 E. Esplanade Drive, Suite 1200, Oxnard, California 93036, (805) 604-2655.

On August 17, 2005, I served the foregoing document described as: **STIPULATION AND [PROPOSED] ORDER THEREON BY PLAINTIFFS' AND DEFENDANTS' COUNSEL TO MODIFY SECTION 5.8.1.4 OF THE STIPULATION FOR SETTLEMENT AND ORDER THEREON ENTERED SEPTEMBER 27, 2004.** on all other parties and/or their attorney(s) of record to this action by placing a true copy thereof in a sealed envelope as follows:

**\*\*\*SEE ATTACHED LIST\*\*\***

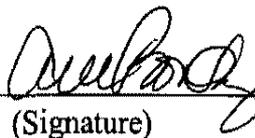
(VIA U.S. MAIL) I caused such envelope to be deposited in the mail at Oxnard, California. The envelope was mailed with postage thereon fully prepaid. **[COPY]**

I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. Under that process it would be deposited with the U.S. Postal Service on that same day in the ordinary course of business. I am aware that on motion of party served, service is presumed invalid if postal cancellation date or postage meter date is more than 1 day after the date deposit for mailing of affidavit.

(STATE) I declare under penalty of perjury, under the laws of the State of California that the above is true and correct.

Executed on August 17, 2005, at Oxnard, California.

Alicja Boretz \_\_\_\_\_

  
\_\_\_\_\_  
(Signature)

1 **SERVICE LIST**

2 **Nadine Flores, et al. v. Los Angeles County**  
3 **Metropolitan Transportation Authority, etc.; et al.**  
4 **United States District Court Case No. SACV-03-820 JVS (ANx)**

4 **Plaintiff's Counsel:**

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12 Michelle Uzeta, Esq.  
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15 Los Angeles, CA 90010-2512

14 **Co-Counsel:**

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