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IN THE UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF CALIFORNIA

SACRAMENTO DIVISION

THE ESTATE OF JOSEPH REAGAN, by and through Chelsea August, Successor in Interest to Decedent Joseph Reagan; CHELSEA AUGUST as an individual, Plaintiffs, **v.** **CALIFORNIA DEPARTMENT OF CORRECTIONS AND REHABILITATION, et al.,** Defendants.	2:25-cv-03429-JAM-CKD **STIPULATION AND ORDER REGARDING PLEADINGS AND OUTSTANDING MOTIONS** Judge: The Honorable John A. Mendez / The Honorable Carolyn K. Delaney Action Filed: November 26, 2025

AUTHENTICATED U.S. GOVERNMENT INFORMATION GPO

Plaintiffs THE ESTATE OF JOSEPH REAGAN, by and through Chelsea August, Successor in Interest to Decedent Joseph Reagan; CHELSEA AUGUST, as an Individiual and her Counsel, and Defendants California Department of Corrections and Rehabilition (CDCR) and R.St. Andre submit this stipulation: (1) to treat the First Amended Complaint attached as Exhibit A to Plaintiffs' Motion for Leave to Amend (ECF No. 19) as Plaintiffs' "once as a matter of course" amended pleading filing pursuant to Federal Rule 15(a)(1) and become the operative pleading; (2) to take Defendants' motion to dismiss (ECF No. 12) and Plaintiffs' motion for leave to amend (ECF No. 19) off calendar as moot; and (3) to set Defendants' responsive pleading deadline to be 30 days following the issuance of an order regarding this stipulation.

STIPULATION

IT IS HEREBY STIPULATED AND AGREED as follows:

1. Plaintiffs' First Amended Complaint, Exhibit A to Plaintiffs' Motion for Leave to Amend (ECF No. 19), shall become the operative pleading in this matter and be treated as Plaintiffs' "once as a matter of course" amended pleading filing pursuant to Federal Rule 15(a)(1).
2. Defendants' motion to dismiss (ECF No. 12) be taken off calendar as moot.
3. Plaintiffs' motion for leave (ECF No. 19) be taken off calendar as moot.
4. Defendants' responsive pleading shall be due 30 days following the issuance of an order regarding this stipulation.

IT IS SO STIPULATED

Dated: March 26, 2026

Respectfully submitted,

ROB BONTA
Attorney General of California
PREETI K. BAJWA
Supervising Deputy Attorney General

/s/ John Faulconer
JOHN W. FAULCONER
Deputy Attorney General
for the California Department of Corrections and Rehabilitation and R. St. Andre

Dated: March 26, 2026

/s/ Bryan Harrison
BRYAN J. Harrison, ESQ. (SBN 277312)
HARRISON KRISTOPHER, LLP
Attorneys for Plaintiffs

ATTESTATION

I, John Faulconer, am the ECF user whose user ID and password authorized the filing of this document. I attest that all signatories to this document have concurred in this filing.

Dated March 26, 2026

/s/ John Faulconer
John Faulconer

ORDER

PURSUANT TO STIPULATION AND FOR GOOD CAUSE SHOWN, IT IS HEREBY ORDERED:

1. Plaintiffs shall file forthwith, separately, the First Amended complaint, Exhibit A to Plaintiffs' Motion for Leave to Amend (ECF No. 19), which shall constitute the operative pleading in this matter and be treated as Plaintiffs' "once as a matter of course" amended pleading filing pursuant to Federal Rule 15(a)(1).
2. Defendants' motion to dismiss (ECF No. 12) is taken off calendar as **MOOT**.
3. Plaintiffs' motion for leave (ECF No. 19) is taken off calendar as **MOOT**.
4. Defendants shall file their responsive pleadings **within thirty (30) days** of the refiling of Plaintiff's first amended complaint.

Dated: March 30, 2026

JOHN A. MENDEZ,
SENIOR UNITED STATES DISTRICT JUDGE