

1 WOODRUFF, SPRADLIN & SMART, APC  
2 DANIEL K. SPRADLIN - State Bar No. 82950  
3 dspradlin@wss-law.com  
4 ROBERTA A. KRAUS - State Bar No. 117658  
5 bkraus@wss-law.com  
555 Anton Boulevard, Suite 1200  
Costa Mesa, California 92626-7670  
Telephone: (714) 558-7000  
Facsimile: (714) 835-7787

6 Attorneys for Defendants CAPISTRANO UNIFIED SCHOOL  
7 DISTRICT and DR. JAMES CORBETT

8 UNITED STATES DISTRICT COURT  
9 CENTRAL DISTRICT OF CALIFORNIA

10  
11 CHAD FARNAN, a minor, by and  
12 through his parents BILL FARNAN and  
13 TERESA FARNAN,

14 Plaintiffs,

15 v.

16 CAPISTRANO UNIFIED SCHOOL  
17 DISTRICT; DR. JAMES CORBETT,  
18 individually and in his official capacity as  
19 an employee of Capistrano Unified School  
20 District; and DOES 1 through 20,  
21 inclusive,

22 Defendants.

23 CALIFORNIA TEACHERS  
24 ASSOCIATION/NEA; and  
25 CAPISTRANO UNIFIED EDUCATION  
26 ASSOCIATION,

27 Union Intervenors/Defendants.

CASE NO.: SACV07-1434-JVS (ANx)

**JUDGMENT**

28 This Court, having on May 1, 2009, granted the motion for summary judgment brought by Plaintiffs Chad Farnan, a minor, by and through his parents Bill Farnan and Teresa Farnan, against Defendant Dr. James Corbett with respect to the "Peloza statement" only; and

1 This Court, having on May 1, 2009, granted the motions for summary judgment  
2 brought by Defendants Capistrano Unified School District and Dr. James Corbett and  
3 Union Intervenors/Defendants California Teachers Association/NEA and Capistrano  
4 Unified Education Association against Plaintiffs Chad Farnan, a minor, by and  
5 through his parents Bill Farnan and Teresa Farnan, with respect to all other statements  
6 and with respect to Defendant Capistrano Unified School District's liability; and

7 This Court, having on September 15, 2009, granted the motion of Defendants  
8 Capistrano Unified School District and Dr. James Corbett to amend the scheduling  
9 order and to file an amended answer to assert the qualified immunity defense on Dr.  
10 Corbett's behalf, and also granted the motion for qualified immunity in Dr. Corbett's  
11 favor;

12 NOW, THEREFORE,

13 IT IS ORDERED, ADJUDGED AND DECREED that Plaintiff Chad Farnan  
14 shall take nothing by way of his complaint against Defendants Capistrano Unified  
15 School District and Dr. James Corbett and Union Intervenors/Defendants California  
16 Teachers Association/NEA and Capistrano Unified Education Association.  
17 Defendants Capistrano Unified School District and Dr. James Corbett and Union  
18 Intervenors/Defendants California Teachers Association/NEA and Capistrano Unified  
19 Education Association may apply to the Court for their costs of suit and attorney's  
20 fees, Fed. R. Civ. P. 54(d)(1), L.R. 54-3, 42 U.S.C. § 1988, the entitlement to which  
21 the Court shall separately determine.

22  
23 DATED: September 24, 2009



HONORABLE JAMES V. SELNA,  
UNITED STATES DISTRICT COURT  
JUDGE

WOODRUFF SPRADLIN  
& SMART  
ATTORNEYS AT LAW  
COSTA MESA