



1 By and through their attorneys of record, plaintiffs KENNETH HURST, JOAN BALCOME,  
2 KIRK ROGER TINGBLAD, BARRY S. GOLDBERG, SOPHIE GOLDBERG, JEANNIE  
3 PARENT, KEN and JODY VALMASSY, and ANN and RICHARD HOWARD (collectively,  
4 "Plaintiffs") and defendants STEVE NEWMAN, PAULA REGAN, STACEY GUSTAFSON,  
5 KITTY JO NELSON, PHYLLIS THROCKMORTON, JOHN WIGHT, DAN PENNER, and  
6 SHARON LEMBURG (collectively, "Defendants"), hereby agree and stipulate as follows:

7 WHEREAS, Plaintiffs and Defendants have resolved their dispute in this matter upon the  
8 conditions set forth below;

9 WHEREAS, Defendants have the capacity and authority to bind the El Tejon Unified School  
10 District (the "School District") and the Frazier Mountain High School (the "High School") to the  
11 provisions set forth herein;

12 THEREFORE, the parties stipulate, and request that the Court enter an Order, as follows:

13 (1) Defendants shall cause the course entitled "Philosophy of Design" or "Philosophy of  
14 Intelligent Design" to be terminated and discontinued no later than January 27, 2006;

15 (2) No school over which the School District has authority, including the High School,  
16 shall offer, presently or in the future, the course entitled "Philosophy of Design" or "Philosophy of  
17 Intelligent Design" or any other course that promotes or endorses creationism, creation science, or  
18 intelligent design;

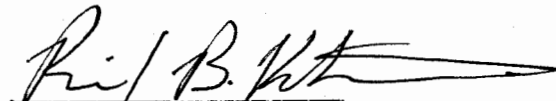
19 (3) Plaintiffs' lawsuit is dismissed with prejudice;  
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(4) The Court reserves jurisdiction to enforce this Order such that, in the event that the School District fails to comply with this Order, plaintiffs or Americans United for Separation of Church and State may file a motion with this Court seeking enforcement of this Order, and Defendants are hereby deemed to have submitted irrevocably to the jurisdiction and venue of this Court, and to have waived any objection thereto, for any proceeding arising out of this Order;

(5) Each party shall bear his or her own costs and fees, including attorneys' fees, with respect to this lawsuit.

DATED: January 14, 2006

  
Richard B. Katskee  
Attorney for Plaintiffs

DATED: January 14, 2006

  
Peter C. Carton,  
Attorney for Defendants

**IT IS SO ORDERED.**

DATED: \_\_\_\_\_, 2005

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Honorable Oliver W. Wanger  
United States District Judge

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