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5 Attorneys for Defendants **CITY OF LOS ANGELES, JORGE ALFARO AND**
 6 **JACOB AVALOS**

7 UNITED STATES DISTRICT COURT
 8 CENTRAL DISTRICT OF CALIFORNIA
 9

10 MARIA PARRA, individually, and as
 11 successor in interest to the ESTATE OF
 12 SERGIO ROSAS; and JOSE ROSAS,
 13 individually, and as successor in interest to
 the ESTATE OF SERGIO ROSAS

14 *Plaintiffs,*

15 vs.

16 CITY OF LOS ANGELES; JORGE
 17 ALFARO; JACOB AVALOS; and
 18 DOES 1-10, inclusive,

19 *Defendants.*

CASE NO. CV 09-05304 PSG (JCx)
 Assigned to Hon. Philip S. Gutierrez

**[PROPOSED] JUDGMENT
 AFTER TRIAL BY JURY**

20
 21 **TO THE HONORABLE COURT AND TO ALL PARTIES AND THEIR**
 22 **ATTORNEYS OF RECORD THEREIN:**

23 This action came on regularly for trial on May 10, 2011 in Courtroom "880"
 24 of the United States District Court for the Central District of California before the
 25 Honorable Philip S. Gutierrez, United States District Court Judge. Plaintiffs MARIA
 26 PARRA, individually, and as successor in interest to the ESTATE OF SERGIO ROSAS;
 27 and JOSE ROSAS, individually, and as successor in interest to the ESTATE OF
 28 SERGIO ROSAS were represented by Pete R. Navarro. The Defendants CITY OF LOS

1 ANGELES, JORGE ALFARO and JACOB AVALOS, were represented by Deputy City
2 Attorney Rena M. Shahandeh.

3 A jury of eight (8) persons were regularly empaneled and sworn.
4 Witnesses were sworn and testified and documentary evidence was introduced and
5 admitted into evidence. During trial, one juror was excused for cause and by stipulation
6 of both counsel. The cause was submitted to the remaining 7 jurors with directions to
7 return a verdict on the issues, if after proper deliberations, they could do so. After
8 hearing the evidence and arguments of counsel, the jury deliberated and thereafter
9 returned to the court with their unanimous verdict as follows, to-wit:

10 **JURY VERDICT**

11 WE, THE JURY, in the above-entitled action, unanimously find on the
12 questions presented as follows:

13
14 **QUESTION NO. 1:** Do you find that Jorge Alfaro used unreasonable force in
15 violation of Sergio Rosas' constitutional rights? (Please check one)

16 _____ yes no___X_____

17
18 **QUESTION NO. 2:** Do you find that Jacob Avalos used unreasonable force in
19 violation of Sergio Rosas' constitutional rights? (Please check one)

20 _____ yes no___X_____

21
22 **QUESTION NO. 3:** Do you find that the actions of Jorge Alfaro violated the
23 Plaintiffs' rights to familial association? (Please check one)

24 _____ yes no___X_____

25
26 **QUESTION NO. 4:** Do you find that the actions of Jacob Avalos violated the
27 Plaintiffs' rights to familial association? (Please check one)

28 _____ yes no___X_____

1 Please proceed to Question No. 5 *only* if you have answered “yes” to either Question No.
2 1, 2, 3 or 4. If you answered “no” to each of these questions, answer no further
3 questions. Please date, sign and return this form.
4

5 **QUESTION NO. 5:** Do you find by a preponderance of the evidence that either
6 Jorge Alfaro or Jacob Avalos was guilty of malice or oppression such as to justify the
7 imposition of punitive damages?

8 Jorge Alfaro: _____yes no_____

9 Jacob Avalos: _____yes no_____

10
11 Please date, sign and return this form.
12

13 DATED: 5 - 13 - 11 _____/S/_____

14 Presiding Juror

15 **JUDGMENT**

16
17 **THEREFORE, IT IS ORDERED, ADJUDGED AND DECREED:**

- 18
19 1. That judgment be, and hereby is, entered in favor of the Defendants and
20 against the Plaintiffs;
21 2. That the Plaintiffs shall take nothing;
22 3. That the Defendants recover their costs of suit herein.
23
24

25 DATED: 05/18/11

26 **PHILIP S. GUTIERREZ**

27 **HONORABLE PHILIP S. GUTIERREZ**
28 **UNITED STATES DISTRICT COURT JUDGE**