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**Note Changes Made by Court**

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11 **UNITED STATES DISTRICT COURT**  
12 **CENTRAL DISTRICT OF CALIFORNIA**

13 MICHAEL JUDGE, an individual,

) Case No.: 2:18-cv-02181 JFW (RAOx)

14 Plaintiff,

) **JUDGMENT**

15 v.

16 COUNTY OF LOS ANGELES, a  
17 municipal entity, DEPUTY EDWIN  
18 BARRGAN, an individual, inclusive

19 Defendants.  
20  
21  
22

23  
24 On December 26, 2018, Defendants County of Los Angeles (the “County”) and Deputy  
25 Edwin Barragan (“Barragan”) (collectively, “Defendants”) filed a Motion for Summary Judgment  
26 or, in the Alternative, Summary Adjudication (“Motion”). On January 7, 2019, Plaintiff Michael  
27 Judge (“Plaintiff”) filed his Opposition. On January 14, 2019, Defendants filed a Reply. Pursuant to  
28 Rule 78 of the Federal Rules of Civil Procedure and Local Rule 7-15, the Court found the matter  
appropriate for submission on the papers without oral argument. The matter was, therefore, removed

**JUDGMENT**

1 from the Court's January 28, 2019 hearing calendar, and the parties were given advance  
2 notice. After considering the moving, opposing, and reply papers, and the arguments therein, the  
3 Court rules as follows:

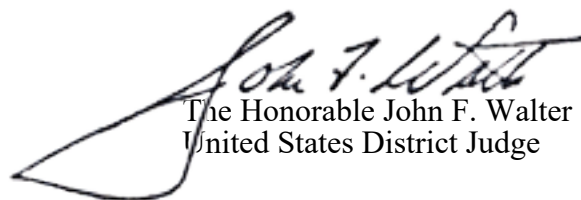
4 In this case, viewing the evidence in the light most favorable to Plaintiff, the Court  
5 concludes that Defendant Barragan is entitled to qualified immunity and GRANTS  
6 Defendants' Motion as to Plaintiff's first cause of action for a violation of Plaintiff's Fourth  
7 Amendment right to be free from excessive force, alleged solely against Defendant Barragan.

8 The Court declines to exercise supplemental jurisdiction over Plaintiff's state law claims.  
9 Accordingly, Plaintiff's second cause of action for battery and third cause of action for negligence  
10 are DISMISSED without prejudice. Plaintiff also failed to file the required Proposed Statement of  
11 Decision by January 16, 2019, and, as of February 4, 2019, has not filed the required Proposed  
12 Statement of Decision. Accordingly, pursuant to the Court's Case Management Order and Local Rule  
7-12, Defendants' Motion is also GRANTED for failure to file the Proposed Statement of Decision.

13 It appearing by reason of said Motion that: Defendant **DEPUTY EDWIN**  
14 **BARRAGAN** is entitled to judgment against the plaintiff **MICHAEL JUDGE**.

15 Now, therefore, it is ORDERED, ADJUDGED, AND DECREED that said Plaintiff MICHAEL  
16 JUDGE shall recover nothing by reason of the complaint, and that the Defendant DEPUTY EDWIN  
17 BARRAGAN shall recover costs from said plaintiff MICHAEL JUDGE pursuant to Federal Rule of  
18 Civil Procedure 54(d)(1). The cost bill will be submitted directly to this Court for its review and  
determination.

19 Dated: February 21, 2019

20   
The Honorable John F. Walter  
United States District Judge