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**UNITED STATES DISTRICT COURT**

EASTERN DISTRICT OF CALIFORNIA

JOHN E. JAMES III,

CASE NO. 1:04-cv-5878 LJO DLB PC

Plaintiff,

ORDER DISMISSING DEFENDANTS  
BROOMFIELD, MEANS, ROCHA,  
STOCKMAN, VALTIERRA AND  
YAMAMOTO FROM ACTION

v.

A. K. SCRIBNER, et al.,

Defendants.

**Jury Trial: November 9, 2009 at 1:30 p.m.**

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Proceedings were held in this matter on September 28, 2009, with Plaintiff John E. James III (“Plaintiff”) appearing and defendants’ counsel Ms. Anderson and Ms. Ramsey appearing. Pursuant to Plaintiff’s oral motion, defendants Broomfield, Means, Rocha, Stockman, Valtierra and Yamamoto are HEREBY ORDERED DISMISSED from this action in exchange for a waiver of costs.

This matter is set for jury trial before the Honorable Lawrence J. O’Neill on **November 9, 2009 at 1:30 p.m.** in Courtroom 4.

IT IS SO ORDERED.

**Dated: October 1, 2009**

**/s/ Lawrence J. O’Neill**  
UNITED STATES DISTRICT JUDGE