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8 MICHAEL MANFREDI, OFFICER SEAN PLYMALE, OFFICER MARCUS TAFOYA AND
OFFICER ART RODRIGUEZ

9 UNITED STATES DISTRICT COURT
10 EASTERN DISTRICT OF CALIFORNIA, FRESNO

12 ORLANDO JAVIER GONZALEZ,) CASE NO. CIV-F-04-6371 OWW SMS
13 Plaintiff,)
14 vs.) **STIPULATED DISMISSAL AND ORDER**
15)
16 CITY OF FRESNO, FRESNO CITY)
POLICE DEPARTMENT; SGT. MICHAEL)
17 MANFREDI; OFFICERS SEAN T.)
PLYMALE, SAMMY ASHWORTH,) Trial: October 24, 2006
18 BRIAN PHILLIPS, MARCUS TAFOYA,)
ART R. RODRIGUEZ; JERRY DYER,)
19 Chief of the Fresno Police Department, in)
Their Individual and Official Capacities; and)
20 DOES 1-75, Inclusive,)
21 Defendants.)

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23 Pursuant to Rule 41(a) of the Federal Rules of Civil Procedure, the parties to this action,
24 through their attorneys of record, stipulate to dismissal of the entire action, with prejudice, as to
25 defendants MARCUS TAFOYA and ART RODRIGUEZ, all parties to bear their own costs and

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1 attorney's fees.

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3 Respectfully submitted,

4 DATED: September 15, 2006

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WEAKLEY, RATLIFF, ARENDT & McGUIRE, LLP

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By: /s/ James J. Arendt
James J. Arendt
Attorneys of Defendants, City of Fresno, et al.

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DATED: September 15, 2006

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LAW OFFICE OF JACOB M. WEISBERG

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By: /s/ Jacob M. Weisberg
Jacob M. Weisberg
Attorney for Plaintiff Orlando Gonzalez

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ORDER

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IT IS SO ORDERED.

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Dated: September 22, 2006
emm0d6

/s/ Oliver W. Wanger
UNITED STATES DISTRICT JUDGE

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