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7 Attorneys for Plaintiffs:  
 LUCIO CORRAL RODRIGUEZ, individually,  
 8 and as Successor in Interest to the decedents,  
 MARICRUZ CORRAL, IVAN ALEXANDER CORRAL,  
 9 and LUCIO ANTHONY CORRAL

10 Attorney for Defendant/Cross-Complainant, City of Riverbank  
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14 ATTORNEY FOR DEFENDANT/CROSS-COMPLAINANT:  
 15 CITY OF RIVERBANK

16 UNITED STATES DISTRICT COURT  
 17 EASTERN DISTRICT OF CALIFORNIA  
 18 FRESNO DIVISION

19 LUCIO CORRAL RODRIGUEZ,  
 20 individually, and as Successor in Interest to  
 the decedents, MARICRUZ CORRAL,  
 21 IVAN ALEXANDER CORRAL, and  
 LUCIO ANTHONY CORRAL,  
 22 Plaintiff,

Case No.: 1:08-CV-00856-OWW-GSA

STIPULATION AND ORDER OF DISMISSAL

[FRCP 41(a)(2)]

23 vs.

24 COUNTY OF STANISLAUS, CITY OF  
 25 MODESTO, CITY OF RIVERBANK,  
 STATE OF CALIFORNIA, AMTRAK  
 26 CALIFORNIA, BURLINGTON  
 NORTHERN SANTA FE RAILWAY; and  
 27 DOES 1 to 200,

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1 It is hereby stipulated and agreed by and between Plaintiff, LUCIO CORRAL  
2 RODRIGUEZ, individually, and as Successor in Interest to the decedents, MARICRUZ  
3 CORRAL, IVAN ALEXANDER CORRAL, and LUCIO ANTHONY CORRAL and  
4 Defendant CITY OF RIVERBANK, through their respective undersigned counsel that the  
5 above-entitled action be dismissed with prejudice as to Defendant CITY OF RIVERBANK,  
6 only.

7 It is further stipulated by said parties that Plaintiff bear his own costs and attorney's  
8 fees incurred in this action and that Defendant CITY OF RIVERBANK bear its own costs and  
9 attorney's fees incurred in this action.

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11 Dated: July 8, 2010

CARCIONE, CATTERMOLE, DOLINSKI,  
OKIMOTO, STUCKY, UKSHINI,  
MARKOWITZ & CARCIONE, LLP

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By: /s/ Aaron B. Markowitz, Esq.  
LUCIO CORRAL RODRIGUEZ, individually,  
and as Successor in Interest to the decedents,  
MARICRUZ CORRAL, IVAN ALEXANDER  
CORRAL, and LUCIO ANTHONY CORRAL

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Dated: July 8, 2010

BORTON PETRINI, LLP

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By: /s/ Cornelius J. Callahan, Esq.  
Attorney for Defendant  
CITY OF RIVERBANK

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**ORDER**

The Court having reviewed the Stipulation set forth above and finds it to be in order,  
therefore,

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IT IS ORDERED that:

1. This action be and is dismissed with prejudice as to Defendant CITY OF RIVERBANK, only.
2. PLAINTIFF and Defendant CITY OF RIVERBANK shall bear their own costs and attorney's fees incurred in this action.

IT IS SO ORDERED.

**Dated: July 12, 2010**

/s/ Oliver W. Wanger  
UNITED STATES DISTRICT JUDGE