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CLERK, U.S. DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
BY _____ DEPUTY CLERK

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LAW OFFICES OF KENNETH M. FOLEY
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Attorney for Plaintiff

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

MICHAEL ZIEHLKE,

Plaintiff,

vs.

THE CITY OF ANGELS CAMP, and
CHRIS COMFORT, individually
and as employee of the CITY
OF ANGELS CAMP, TONY
TACHEIRA, individually and as
the CHIEF OF POLICE OF THE
CITY OF ANGELS CAMP, and DOES
1 through 20, inclusive,

Defendants.

No. 1:08-CV-01802-AWI-GSA

STIPULATION AND ORDER FOR
DISMISSAL OF ACTION

Ziehlke v. The City of Angels Camp et al

Doc. 59

IT IS HEREBY STIPULATED between Plaintiff and Defendants
that the above-entitled matter be dismissed with prejudice with
each party to bear their own costs and attorney's fees.

DATED: January 26, 2010

LAW OFFICES OF KENNETH M. FOLEY

By /s/ KENNETH M. FOLEY
KENNETH M. FOLEY
Attorney for Plaintiff

DATED: ^{February} January 3, 2010

BORTON PETRINI, LLP

By Philip B. Avila
PHILIP B. AVILA
Attorneys for Defendants

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ORDER

Good cause appearing from the stipulation of the parties,
IT IS HEREBY ORDERED that the action is dismissed with
prejudice with each party to bear their own costs and attorney's
fees.

DATED: 3-1-10


UNITED STATES DISTRICT JUDGE

1 PROOF OF SERVICE

2 I am over the age of 18 years, residing or employed in the County of Calaveras, and not a
3 party to the within action; my business address is 37 North Main Street, Suite 209, P. O. Box
1269, San Andreas, California, 95249.

4 On February 22, 2010, I served the following documents:

5 **STIPULATION AND ORDER FOR DISMISSAL OF ACTION**

6 addressed to:

7
8 **PHILIP B. AVILA**
9 **BORTON PETRINI, LLP**
10 **1104 12TH STREET**
11 **POST OFFICE BOX 3384**
12 **MODESTO, CA 95353**

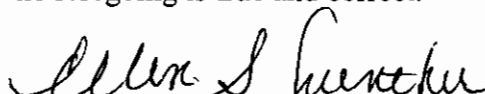
13 X **(BY MAIL)** Placing the envelope for collection and mailing on the date and at the place
14 showing below following our ordinary business practices. I am readily familiar with the business
15 practice for collecting and processing correspondence for mailing. On the same day that
16 correspondence is placed for collection and mailing, it is deposited in the ordinary course of
17 business with the United States Postal Service in a sealed envelope with postage fully prepaid.

18 _____ **(BY FACSIMILE)** In addition to service by mail as set forth above, the person(s) were
19 also forwarded a copy of said documents by facsimile.

20 _____ **(BY PERSONAL SERVICE)** I caused such envelope to be delivered by hand to the
21 offices of the addressee(s).

22 Executed on February 22, 2010, at San Andreas, California.

23 I declare under penalty of perjury that the foregoing is true and correct.

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ELLEN S. GUENTHER