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**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

MAUREEN ABSTON, individually,
and as Personal Representative of
the Estate of RICHARD ABSTON;
COREY ABSTON; JACY ABSTON;
LINDA ABSTON,
Plaintiffs,

Case No.: 1:09-cv-0511-MJS

v.

CITY OF MERCED, a municipal
corporation; RUSS THOMAS, in his
capacity as Sheriff for the CITY OF
MERCED; J. HART, individually and
in his capacity as a police officer for
CITY OF MERCED; B. DALIA,
individually, and in his capacity as a
police officer for the CITY OF
MERCED; N. ARELLANO,
individually and her capacity as a
police officer for the CITY OF
MERCED; and DOES 1-25, inclusive,

Defendants.

**ORDER ON STIPULATION FOR DISMISSAL
OF DEFENDANT B. DALIA**

On February 19, 2014, during trial in this action, the parties stipulated on the record that Plaintiffs' sole continuing cause of action against Defendant B. Dalia of Richard Abston

1 be dismissed and that said Defendant be dismissed from this action in exchange of his
2 waiver of costs and fees.

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IT IS SO ORDERED.

Dated: February 26, 2014

/s/ Michael J. Seng
UNITED STATES MAGISTRATE JUDGE