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Attorneys for Plaintiffs:

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF California**

LATOYA MCKENZIE, et al.

Plaintiffs

v.

KERN COUNTY, et al

Defendants.

CASE NUMBER:

09-CV-01658-AWI-DLB

Assigned to Magistrate Judge
Dennis L. Beck

**STIPULATION TO DISMISS
PLAINTIFF'S CLAIMS WITH
PREJUDICE; ORDER THEREON
[F.R.C.P. 41]**

—
COMES NOW, the Parties herein, by and through their respective counsel
of record, Federico C. Sayre, Esq. of SAYRE & LEVITT, LLP for Plaintiff Brenda
McKenzie, Andrew C. Thomson, Deputy, Office of Kern County Counsel, for
Defendants County of Kern, Kern County Sheriff's Office, Otis Whinery, Douglas
Jauch, Edward Tucker and Patrick Neal (hereinafter collectively "Kern
Defendants") and Mildred K. O'linn, Esq. of Manning & Kass Ellrod Ramirez

1 Trestor, counsel for Defendant Taser International, Inc. with the authority of their
2 respective clients, agree as follows:

3
4 1. Plaintiff Brenda McKenzie voluntarily dismisses her claims against all
5 defendants pursuant to *F.R.C.P.* Rule 41(a), with prejudice.

6
7 2. Defendants agree to waive all costs of litigation, and to waive all
8 accrued attorneys' fees, to the extent any would be recoverable against this
9 plaintiff.

10 **IT IS SO STIPULATED.**

11
12 DATED: July 29, 2011

SAYRE & LEVITT, LLP

13 By: /s/ Federico C. Sayre
14 Federico C. Sayre
15 Attorneys for Plaintiffs

16 DATED: July 29, 2011

OFFICE OF COUNTY COUNSEL

17
18 By: /s/ Andrew C. Thomson by email auth
19 Andrew C. Thomson, Deputy
20 Attorneys for Kern Defendants

21 DATED: July 29, 2011

MANNING & KASS

22 By: /s/ Mildred K. O'Linn via email auth
23 Mildred O'Linn
24 Attorneys for Defendants TASER

ORDER

THE COURT finds that: Pursuant to the Stipulation re Dismissal between plaintiff Brenda McKenzie, and Defendants County of Kern, Kern County Sheriff's Office, Otis Whinery, Douglas Jauch, Edward Tucker, Patrick Neal and Taser International, Inc. all causes of action against defendants are dismissed with prejudice. Furthermore, plaintiff Brenda McKenzie, and Defendants County of Kern, Kern County Sheriff's Office, Otis Whinery, Douglas Jauch, Edward Tucker, Patrick Neal and Taser International, Inc. mutually agreed waive all costs, court fees and attorneys' fees arising out of this litigation involving these parties.

IT IS ORDERED that this action is hereby dismissed with prejudice. Each party to bear its own costs and attorneys' fees.

IT IS SO ORDERED.

Dated: August 1, 2011



CHIEF UNITED STATES DISTRICT JUDGE