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8 Attorney for PLAINTIFF, MICHAEL CLARK.

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

11 MICHAEL CLARK,

12 PLAINTIFF,

13 v.

14 COUNTY OF TULARE; BILL WITTMAN,  
15 individually and in his official capacity as  
16 TULARE COUNTY SHERIFF; and DOES  
17 1 through 10.

18 DEFENDANTS.

CASE NO.:1:09-cv-02106-LJO-GSA

19 **STIPULATION TO FILE AMENDED**  
20 **COMPLAINT AND TO ALLOW**  
21 **DEFENDANTS OPPORTUNITY TO FILE**  
22 **AMENDED ANSWER; ORDER**

23 TO THIS HONORABLE COURT:

24 Pursuant to FRCP Rule 15(a)(2), Plaintiff, Michael Clark, and Defendants County  
25 of Tulare and Bill Wittman, by and through their Counsel of record hereby stipulate to allow  
26 Plaintiff to file an Amended Complaint, adding to the prayer for relief a request for attorney  
27 fees. The proposed First Amended Complaint is attached hereto. The parties further  
28 stipulate that Defendants may file an Amended Answer within thirty days after Plaintiff's  
First Amended Complaint is filed.

Respectfully submitted,

Dated: January 13, 2010

By: /s/ Andrew A. Magwood  
Andrew Armour Magwood, #230547  
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STIPULATION TO FILE AMENDED PLEADINGS

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Attorney for Plaintiff, MICHAEL CLARK  
Dated: February 2, 2010 KATHLEEN BALES-LANGE,  
County Counsel  
By: /s/ Julia C. Langley  
Deputy County Counsel  
Attorneys for Defendants  
COUNTY OF TULARE, SHERIFF BILL  
WITTMAN

**ORDER**

In accordance with the stipulation of the parties, and good cause appearing, it is hereby ordered:  
Plaintiff, Michael Clark shall file his First Amended Complaint within ten days of this order, and  
Defendants, shall file their amended answer within thirty days of Plaintiff filing his First Amended Complaint.

**IT IS SO ORDERED.**

Dated: February 18, 2010 /s/ Gary S. Austin  
UNITED STATES MAGISTRATE JUDGE