

1 c. Paragraph 18 of the Complaint, referred to as Claim 18, which states, "The
2 Emergency exit on the north end of McDermont Field House is in violation. The landing on
3 the ramp outside is 31 inches wide this is in violation of Federal Regulations 4.8.4."

4 d. Paragraph 22 of the Complaint, referred to as Claim 22, which states, "The
5 Hippo Slide inside McDermont Field House is not handicap accessible it was bought in
6 October 2009 this is in violation of Section 1232 of the Americans With Disability Act."

7 IT IS SO STIPULATED.

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9 Dated: 9/13/2010

By: /S/ Timothy S. Daubert
Timothy S. Daubert, in pro per

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11 Dated: 9/15/2010

By: /S/ Michael J. Maurer
Michael J. Maurer
Attorney for City of Lindsay

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13 (Original signatures maintained by attorney Michael J. Maurer)

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15 **ORDER**

16 Upon a reivew of this pleading, the Court adopts the stipulation. Pursuant to the
17 parties' agreement, the claims outlined above are dismissed from this action with prejudice.

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19 IT IS SO ORDERED.

20 Dated: September 26, 2010

/s/ Gary S. Austin
UNITED STATES MAGISTRATE JUDGE

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