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10 Attorneys for Defendants,
 11 CITY OF CALIFORNIA CITY, CALIFORNIA CITY POLICE DEPARTMENT,
 12 OFFICER S. KNOWLTON, AND LIEUTENANT E. HURTADO

13 UNITED STATES DISTRICT COURT
 14 FOR THE EASTERN DISTRICT OF CALIFORNIA

15 JOHN BERNAT,
 16
 17 Plaintiff,
 18
 19 vs.
 20 CITY OF CALIFORNIA CITY,
 21 CALIFORNIA CITY POLICE
 22 DEPARTMENT, OFFICER
 23 STANDISH KNOWLTON BADGE
 24 #53024 AND LT. ERIC HURTADO
 25 BADGE #53012, and DOES 1 through
 26 10, inclusive,
 27
 28 Defendants.

Case No. 10-cv-00305-OWW-JLT
**ORDER RE STIPULATION
 FOR DISMISSAL WITH
 PREJUDICE AS TO SECOND
 CAUSE OF ACTION
 ALLEGING A *MONELL*
 CLAIM**

Pursuant to the stipulation of the parties, IT IS HEREBY ORDERED:

- 1) The second claim under *Monell* is dismissed with prejudice from the Complaint on file in this action.
- 2) Plaintiff and Defendants agree to waive any and all costs in connection with the dismissal of the *Monell* claim.

IT IS SO ORDERED.

Dated: December 23, 2010

/s/ Oliver W. Wanger
 UNITED STATES DISTRICT JUDGE