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2 **COUNTY OF KERN, STATE OF CALIFORNIA**
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9 **Attorney for Defendants,**
10 **County of Kern, Deputy Wesley Kraft,**
11 **and Donny Youngblood**

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

14 **DAVID LEE TURNER, JR, as Successor) Case No. 1:11-cv-1366-AWI-SKO**
15 **in Interest to DAVID LEE TURNER, SR.,)**
16 **deceased, ALFONSO TURNER, AHMAD)**
17 **TURNER, WHITTNEY TURNER, JALISA) STIPULATION FOR DISMISSAL OF**
18 **TURNER, TIFFANY TURNER, NACOLE) ENTIRE CASE INCLUDING**
19 **TURNER, DESMOND TURNER,) DEFENDANTS COUNTY OF KERN AND**
20 **) WESLEY KRAFT; [PROPOSED] ORDER**
21 **Plaintiffs,)**
22 **)**
23 **v.) Trial date: September 9, 2014**
24 **) Time: 9:00 a.m.**
25 **COUNTY OF KERN, a municipal) Courtroom: 2**
26 **corporation; DEPUTY WESLEY KRAFT,)**
27 **an individual; DEPUTY AARON NADAL,)**
28 **an individual; DONNY YOUNGBLOOD,) Honorable Anthony W. Ishii**
29 **an individual, and DOES 1 through 10,)**
30 **inclusive,)**
31 **)**
32 **Defendants.)**

33 **COME NOW** the Parties to this matter, Plaintiffs David Lee Turner, Jr.,
34 individually and as successor in interest to David Lee Turner, Sr., deceased, Alfonso
35 Turner, Ahmad Turner, Whittney Turner, Jalisa Turner, Tiffany Turner, Nacole Turner,
36 and Desmond Turner, as Plaintiffs and rightful heirs of decedent, David Lee Turner Sr.,

1 (hereinafter "Plaintiffs") through their counsel of record Brian T. Dunn, of the Cochran
2 Law Firm, and Gerson Horn of the Law Offices of Gerson Horn, and Defendants County
3 of Kern and Wesley Kraft (hereinafter collectively "County Defendants") through their
4 counsel of record Marshall S. Fontes of Kern County Counsel's Office, and provide as
5 follows:

6 **IT IS HEREBY STIPULATED**, by and between the Parties to this action through
7 their designated counsel, that the above-captioned action be dismissed with prejudice
8 in its entirety as to any complaint, allegation and/or cause of action against County
9 Defendants, more specifically the dismissal of the entire applicable complaint of
10 Plaintiffs against Defendants County of Kern and Wesley Kraft.

11 **IT IS FURTHER STIPULATED** that the aforementioned dismissal is in
12 consideration of a resolution of the matter by the Parties, and that each party hereby
13 agrees to bear all of its/their own costs and attorney's fees with respect to this litigation.

14 Dated: August 11, 2014

COCHRAN LAW FIRM

15
16 By /s/ Brian T. Dunn
17 Brian T. Dunn, Esq.
18 Attorneys for Plaintiffs

19 Dated: August 11, 2014

LAW OFFICES OF GERSON S. HORN

20
21 By /s/ Gerson S. Horn
22 Gerson S. Horn, Esq.
23 Attorneys for Plaintiffs

24 Dated: August 11, 2014

**THERESA A. GOLDNER,
COUNTY COUNSEL**

25
26 By /s/ Marshall S. Fontes
27 Marshall S. Fontes, Deputy
28 Attorneys for Defendants

ORDER

Accordingly, IT IS HEREBY ORDERED that:

1. The Clerk shall CLOSE this case in light of the parties signed Stipulation for Dismissal of this case with prejudice (see Fed. R. Civ. Pro. 41(a)(1)); and
2. All currently pending dates in this matter, including the September 9, 2014, trial-date, are VACATED.

IT IS SO ORDERED.

Dated: August 11, 2014



SENIOR DISTRICT JUDGE