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13 **UNITED STATES DISTRICT COURT**  
 14 **EASTERN DISTRICT OF CALIFORNIA**  
 15 **FRESNO DIVISION**

16 LUIS SANCHEZ, et al.,  
 17 Plaintiffs,

18 vs.

19 CITY OF FRESNO, et al.,  
 20 Defendants.

Case No.: 1:12-cv-00428-LJO-SKO  
 And Related Consolidated Cases

**APPLICATION FOR ORDER OF  
 DISMISSAL OF CLAIMS OF REGINALD  
 GILLIAM AND JUAN VALENZUELA**

21 Pursuant to the Court's Order dated November 4, 2014 (Dkt. #199), counsel for Plaintiffs in  
 22 these actions have filed and served a Notice of Suggestion of Death with respect to decedents JUAN  
 23 VALENZUELA and REGINALD GILLIAM ("Decedent Plaintiffs"). On November 12, 2014,  
 24 counsel for Plaintiffs filed with the Court confirmation of personal service of the Notice of  
 25 Suggestion of Death on Sabrina Valenzuela, the only living relative of decedent JUAN  
 26 VALENZUELA. The statutory time within which to assert a claim by Ms. Valenzuela has now  
 27 passed (as of February 10, 2015), and no response of any kind has been received from either Ms.  
 28 Valenzuela or any other relative. In light of these facts, and in accordance with the agreement of

1 settlement among the parties in this litigation, it is now timely to dismiss with prejudice the claims  
2 of Decedent Plaintiffs JUAN VALENZUELA and REGINALD GILLIAM.

3 Dated: March 2, 2015

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13 **ORDER**

14 IN ACCORDANCE WITH THIS COURT'S PRIOR ORDERS AND IN LIGHT OF THE  
15 ABSENCE OF ANY RESPONSE TO THE NOTICE OF SUGGESTION OF DEATH WITHIN  
16 THE STATUTORY TIME, IT IS HEREBY ORDERED that the claims of JUAN VALENZUELA  
17 and REGINALD GILLIAM, the only remaining claims in this action, should be and hereby are  
18 dismissed with prejudice and that, in view of the complete termination of this action, the Court will  
19 close its files with regard to this action and all related consolidated actions.

20 **SO ORDERED**

21 **Dated: March 6, 2015**

22 /s/ Lawrence J. O'Neill  
23 **United States District Judge**

24 Application and Proposed Order of Dismissal.docx