1 2 3 4 5	THERESA A. GOLDNER, COUNTY COUNSEL STATE OF CALIFORNIA, COUNTY OF KERN By Andrew C. Thomson, Deputy (SBN 149057) 1115 Truxtun Avenue, Fourth Floor Bakersfield, CA. 93301 Telephone: 661-868-3800 Attorneys for County of Kern, Sheriff Youngblood and all unnamed/unknown County Employees	
6 7 8 9 10 11	V. James DeSimone (SBN 119668) SCHONBRUN DESIMONE SEPLOW HARRIS & 723 Ocean Front Walk Venice, CA 90291-3270 Telephone: 310-396-0731 Attorneys for Plaintiff Justin Gutierrez Michael G. Marderosian (SBN 77296) Heather S. Cohen (SBN 263093)	HOFFMAN LLP
12 13 14 15 16	MARDEROSIAN, CERCONE & COHEN 1260 Fulton Mall Fresno, CA. 93721 Telephone: 559-441-7991 Attorneys for City of Bakersfield Chief Williamson and ten unnamed/unknown City Employees	
17		DISTRICT COURT
18	EASTERN DISTRIC	CT OF CALIFORNIA
19	JUSTIN GUTIERREZ,	Case No. 1:13-CV-01070-AWI-JLT
20	Plaintiff,	JOINT STIPULATION FOR DISMISSAL
21	vs.	AND DETERMINATION OF GOOD FAITH SETTLEMENT; ORDER
22	CITY OF BAKERSFIELD, CHIEF	
23	GREG WILLIAMSON, 10 UNKNOWN NAMED) EMPLOYEES OF THE CITY OF	
24	BAKERSIFELD, COUNTY OF KERN, SHEDIEF DONNY YOUNGDLOOD, 10	
25	SHERIFF DONNY YOUNGBLOOD, 10) UNKNOWN NAMED EMPLOYEES OF THE)	
26	COUNTY OF KERN	
27	Defendants.	Magistrate Judge Jennifer L. Thurston
28)	

COME NOW, the Parties to this matter and hereby submit this Stipulation for Dismissal with prejudice of the entire action.

THE PARTIES

Plaintiff Justin Gutierrez (hereinafter "Plaintiff") is represented by V. James DeSimone, Esq. of the Law Offices of Schonbrun, DeSimone, Seplow, Harris, & Hoffman LLP.

Defendants City of Bakersfield, Chief Greg Williamson and "10 Unknown Named Employees of the City of Bakersfield" (hereinafter collectively "City Defendants") are represented by Michael G. Marderosian, Esq. and Heather S. Cohen, Esq. of the law firm of Marderosian, Cercone & Cohen.

Defendants County of Kern, Sheriff Donny Youngblood and "10 Unknown Named Employees of the County of Kern" (hereinafter collectively "County Defendants") are represented by Andrew C. Thomson, Deputy, of the Office of Kern County Counsel. (Plaintiff, City Defendants and County Defendants are collectively the "Parties").

REQUEST FOR DISMISSAL OF ENTIRE ACTION WITH PRJUDICE

The Parties to this action, County Defendants including but not limited to County of Kern, Sheriff Youngblood and "10 Unknown Named Employees of the County of Kern," City Defendants, including but not limited to City of Bakersfield, Chief Greg Williamson, and "10 Unknown Named Employees Of The City Of Bakersfield" and Plaintiff Justin Gitierrez, have agreed to the full and complete resolution of this matter on behalf of all Parties, with each Party to bear its own costs and attorney's fees.

STIPULATION FOR DISMISSAL

The Parties hereby Stipulate to the following and request that the Court issue an Order consistent therewith:

1. That the Court shall dismiss this entire action, with prejudice; and,

1		2.	That the settling parties agree	ee to bear all of his/its/their own costs and/or attorney's fees.
2			. 10. 2011	
3	Dated:	August	t 18, 2014	SCHONBRUN DESIMONE SEPLOW HARRIS & HOFFMAN LLP
4				
5				By: /s/ V. James DeSimone V. James DeSimone,
6				Attorneys for Plaintiff Justin Gutierrez
7				
8	Dated:	August	t 18, 2014	MARDEROSIAN, CERCONE & COHEN
10				
				By: /s/ Heather Cohen
11				Michael G. Marderosian, Esq. Heather Cohen, Esq.
12				Attorneys for Defendants Attorneys for City of Bakersfield Chief Williamson and ten
13				unnamed/unknown City Employees
14				
15	Dated:	August	t 21, 2014	THERESA A. GOLDNER, COUNTY COUNSEL
16				COUNTY OF KERN
17				By: /s/ Andrew C. Thomson
18				Andrew C. Thomson, Deputy
19				
19 20				Andrew C. Thomson, Deputy Attorneys for Defendants County of Kern and Sheriff Youngblood and ten unnamed/unknown
19 20 21				Andrew C. Thomson, Deputy Attorneys for Defendants County of Kern and Sheriff Youngblood and ten unnamed/unknown
19 20				Andrew C. Thomson, Deputy Attorneys for Defendants County of Kern and Sheriff Youngblood and ten unnamed/unknown
19 20 21				Andrew C. Thomson, Deputy Attorneys for Defendants County of Kern and Sheriff Youngblood and ten unnamed/unknown
19 20 21 22				Andrew C. Thomson, Deputy Attorneys for Defendants County of Kern and Sheriff Youngblood and ten unnamed/unknown
19 20 21 22 23				Andrew C. Thomson, Deputy Attorneys for Defendants County of Kern and Sheriff Youngblood and ten unnamed/unknown
19 20 21 22 23 24				Andrew C. Thomson, Deputy Attorneys for Defendants County of Kern and Sheriff Youngblood and ten unnamed/unknown
19 20 21 22 23 24 25				Andrew C. Thomson, Deputy Attorneys for Defendants County of Kern and Sheriff Youngblood and ten unnamed/unknown
19 20 21 22 23 24 25 26				Andrew C. Thomson, Deputy Attorneys for Defendants County of Kern and Sheriff Youngblood and ten unnamed/unknown

ORDER IT IS HEREBY ORDERED:

Pursuant to agreement between the Parties, this entire case is dismissed, with prejudice; and,

Pursuant to agreement between the Parties, each party is to bear all of his/its/their own costs and attorney's fees with respect to this litigation, and any costs and/or attorney's fees incurred by Plaintiff in his action against defendants are fully and completely covered in the settlement.

IT IS SO ORDERED.

Dated: <u>August 22, 2014</u>

SENIOR DISTRICT JUDGE

Holii

Joint Stipulation for Dismissal and Determination of Good Faith Settlement