Anderson, et al., v. Marsh Doc. 41

1	Andrew C. Schwartz (State Bar No. 64578) Adam M. Carlson (State Bar No. 257795) CASPER, MEADOWS, SCHWARTZ & COOK A Professional Corporation 2121 North California Blvd., Suite 1020 Walnut Creek, California 94596		
2			
3			
4	Telephone: (925) 947-1147 Facsimile: (925) 947-1131		
5	schwartz@cmslaw.com carlson@cmslaw.com		
6			
7	Karen L. Snell (State Bar No. 100266) Attorney at Law 102 Buena Vista Terrace		
8	San Francisco, CA 94117		
9	Telephone: (415) 225-7592 Facsimile: (415) 487-0748 ksnell@snell-law.com		
10			
11	Attorneys for Plaintiffs ESTATE OF WAYNE STEVEN ANDERSON, et al.		
12			
13	UNITED STATES DISTRICT COURT		
14	EASTERN DISTRICT OF CALIFORNIA		
15			
16	ESTATE OF WAYNE STEVEN ANDERSON, JOANNA ANDERSON, M.A. AND W.A.,	CASE NO.: 1:14-CV-01599 TLN-SAB	
17	Plaintiffs,	STIPULATION AND ORDER TO DISMISS PLAINTIFFS' SECOND, THIRD, AND	
18	VS.	FOURTH CAUSES OF ACTION	
19	CALIFORNIA HIGHWAY PATROL OFFICER		
20	JOHN MARSH and DOES 1-20,		
21	Defendants.		
22	STIPULATION		
23	Plaintiffs and Defendants hereby stipulate and jointly move the Court as follows:		
24	(1) to permit Plaintiffs to voluntarily dismiss their Second, Third, and Fourth Causes of		
25	Action with prejudice,		
26	(2) to permit Defendants to withdraw their Motion for Summary Judgment as to Plaintiffs		
27	Second, Third and Fourth Causes of Action, only, as moot; and		
28	Occord, Third and Fourth Gauses of Act	ion, omy, as moot, and	

CASPER, MEADOWS, SCHWARTZ & COOK 2121 N. California Blvd., Suite 1020 Walnut Creek, CA 94596 TEL: (925) 947-1147 FAX (925) 947-1131

Anderson v. California Highway Patrol Officer Marsh, et al.

STIPULATION AND ORDER TO DISMISS PLAINTIFFS' SECOND, THIRD, AND FOURTH CAUSES OF ACTION

Page 1

1	(3) to permit Plaintiffs JOANNA ANDERSON, in her personal capacity, M.A., a minor, by	
2	and through her guardian ad litem, Joanna Anderson, and W.A., a minor, by and	
3	through his guardian ad litem Joanna Anderson, to be dismissed as parties from this	
4	action.	
5		
6	Dated: April 8, 2016	CASPER, MEADOWS, SCHWARTZ & COOK
7		/s/ - "Andrew C. Schwartz"
8		By: ANDREW C. SCHWARTZ Attorneys for Plaintiffs
9		
10		
11	Dated: April 8, 2016	ATTORNEY GENERAL OF CALIFORNIA
12		/s/- "Wilfred Fong"
13		By: WILFRED FONG Deputy Attorney General
14 15		Attorneys for Defendants
16		
17		
18		
19		
20		
21		
22		
23		
24		
25		
26		
27		
28		

CASPER, MEADOWS, SCHWARTZ & COOK 2121 N. California Blvd., Suite 1020 Walnut Creek, CA 94596 TEL: (925) 947-1147 FAX (925) 947-1131

ORDER

Based on the parties' stipulation, and good cause appearing, it is hereby ORDERED that:

- (1) Plaintiffs' Second, Third, and Fourth Causes of Action are hereby dismissed, with prejudice;
- (2) Defendants Motion for Summary Judgment as to Plaintiffs' Second, Third and Fourth Causes of Action, only, is hereby withdrawn as moot; and
- (3) Plaintiffs JOANNA ANDERSON, in her personal capacity, M.A., a minor, by and through her guardian ad litem, Joanna Anderson, and W.A., a minor, by and through his guardian ad litem Joanna Anderson, are hereby dismissed as parties from this action.

Dated: April 14, 2016

Troy L. Nunley

United States District Judge