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

GILBERTO FAJARDO,) Case No.: 1:16-cv-0699- JLT
)
Plaintiff,) ORDER REQUIRING A JOINT STATUS REPORT
)
v.)
)
CITY OF BAKERSFIELD, et al.,)
)
Defendant.)
)

The Court has learned that the criminal trial (Case No.: BF160536) for the plaintiff has concluded with a guilty finding on one charge and a mistrial on the others. Then, on March 29, 2018, Mr. Fajardo plead guilty to one charge and other charges were dismissed.¹ Thus, no later than **May 4, 2018**, counsel **SHALL** file a joint report detailing whether the stay should be lifted.

IT IS SO ORDERED.

Dated: April 23, 2018

/s/ Jennifer L. Thurston
UNITED STATES MAGISTRATE JUDGE

¹ The court may take notice of facts that are capable of accurate and ready determination by resort to sources whose accuracy cannot reasonably be questioned. Fed. R. Evid. 201(b); United States v. Bernal-Obeso, 989 F.2d 331, 333 (9th Cir. 1993). The record of state court proceeding is a source whose accuracy cannot reasonably be questioned. Mullis v. United States Bank, Ct., 828 F.2d 1385, 1388 n.9 (9th Cir. 1987); Valerio v. Boise Cascade Corp., 80 F.R.D. 626, 635 n. 1 (N.D.Cal.1978), *aff'd*, 645 F.2d 699 (9th Cir.); *see also* Colonial Penn Ins. Co. v. Coil, 887 F.2d 1236, 1239 (4th Cir. 1989); Rodic v. Thistledown Racing Club, Inc., 615 F.2d 736, 738 (6th. Cir. 1980).