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8 **UNITED STATES DISTRICT COURT**  
9 **FOR THE EASTERN DISTRICT OF CALIFORNIA**

11 JANE DOE, ) CASE NO. 1:16-CV-01469 JLT  
12 )  
13 Plaintiff, ) **JOINT STIPULATION; and [Proposed]**  
14 ) **Order**  
15 v. )  
16 COUNTY OF KERN, et al., )  
Defendants. )

17 COME NOW the parties to this action jointly, through their respective attorneys of  
18 record, and stipulate as follows:

19 1. Pursuant to the Court’s scheduling order (Doc. No. 13), the parties met and  
20 conferred on October 13, 2017 by telephone about the issues to be raised in the parties’ motions  
21 for summary judgment.

22 2. After conferring on Plaintiff’s claims, all parties hereby stipulate to the following  
23 for the purposes of this motion:

24 a. Defendants dispute the merits of Plaintiff’s claims. However, the parties have  
25 reached agreement that to the extent Plaintiff has any claim under federal law  
26 against Defendant Anderson, that claim would be evaluated under the Fourteenth  
27 Amendment, not under the Fourth or Eighth Amendments.

28  
Joint Stipulation; and  
[Proposed] Order




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**ORDER**

IT IS SO ORDERED.

Dated: 11/6/17

By:   
HON. JENNIFER L. THURSTON  
U.S. MAGISTRATE JUDGE