

1 MICHAEL J. HADDAD (State Bar No. 189114)  
2 JULIA SHERWIN (State Bar No. 189268)  
3 TERESA ALLEN (State Bar No. 264865)  
4 HADDAD & SHERWIN LLP  
5 505 Seventeenth Street  
6 Oakland, California 94612  
7 Telephone: (510) 452-5500  
8 Facsimile: (510) 452-5510

9 Attorneys for Plaintiff  
10 Christina Pauline Lopez

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12 **UNITED STATES DISTRICT COURT**  
13  
14 **EASTERN DISTRICT OF CALIFORNIA**

15 ISIAH MURRIETTA-GOLDING, )  
16 Deceased, THROUGH HIS SUCCESSOR )  
17 IN INTEREST CHRISTINA PAULINE )  
18 LOPEZ; and CHRISTINA PAULINE )  
19 LOPEZ, Individually, et al. )

20 Plaintiffs, )

21 vs. )

22 CITY OF FRESNO, a public entity, CITY )  
23 OF FRESNO POLICE CHIEF JERRY )  
24 DYER, SERGEANT RAY )  
25 VILLALVAZO, individually, and DOES )  
26 3 through 10, Jointly and Severally, )

27 Defendants. )  
28 )

No: 1:18-cv-00314-AWI-SKO

**STIPULATION AND (PROPOSED)  
ORDER FOR PARTIAL DISMISSAL**

1 All parties, by and through their respective counsel of record, hereby stipulate and agree to  
2 the partial dismissal of this case as follows:

- 3 1. All claims against former Fresno Chief of Police Jerry Dyer are hereby dismissed from  
4 this matter with prejudice, with all parties to bear their own costs and attorneys' fees  
5 incurred as a result of these claims;
- 6 2. Plaintiff's federal municipal liability (*Monell*) claim against the City of Fresno is hereby  
7 dismissed from this matter with prejudice, with all parties to bear their own costs and  
8 attorneys' fees incurred as a result of this claim.

9 Plaintiffs' state law claims against Defendant City of Fresno shall proceed. All remaining  
10 claims against Defendant Villalvazo in this matter shall proceed.

11 This partial dismissal will save the parties' and Court's resources by eliminating the need for  
12 motion practice and/or pretrial preparation as to the agreed dismissed claims.

13  
14 IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

15  
16 DATED: November 13, 2020

HADDAD & SHERWIN LLP

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18 */s/ Teresa Allen*

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20 TERESA ALLEN  
21 Attorneys for Plaintiff

22  
23 DATED: November 13, 2020

MANNING & KASS ELLROD, RAMIREZ,  
TRESTER LLP

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25 */s/ Scott WM. Davenport*

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27 SCOTT WM. DAVENPORT  
28 Attorney for Defendants

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**(PROPOSED) ORDER**

PURSUANT TO STIPULATION, AND GOOD CAUSE APPEARING,

IT IS SO ORDERED.

Dated: November 13, 2020

  
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SENIOR DISTRICT JUDGE