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16 Attorneys for Defendants

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

19 JEREMY WESTFALL, et al.

20 Plaintiffs,

21 vs.

22 COUNTY OF STANISLAUS, et al,

23 Defendants.

Case No. 1:21-cv-00283-DAD-SKO

STIPULATION TO FILE SECOND  
AMENDED COMPLAINT; ORDER

24 Based on the following recitals and Stipulation of the parties related to said recitals, the  
25 parties hereto, by and by and through their counsel, do hereby agree and stipulate as set forth  
below, and respectfully request this Court order same:

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- 1 2. Changes found in Plaintiff's Second Amended Complaint shall be limited to the  
2 correction of all references to Defendant Jorge Contreras to Defendant Oscar Contreras.
- 3 3. Arata, Swingle, Van Egmond & Heitlinger will be the attorney of record for Defendant  
4 Oscar Contreras. Mr. Contreras shall be deemed served by the ECF filing of the Amended  
5 Complaint.
- 6 4. The Court shall issue an Amended Summons naming Defendant Oscar Contreras.
- 7 5. The Answer previously filed at ECF No. 10 shall also apply to the second amended  
8 complaint for all Defendants. No further answer is required.

9 **IT IS SO STIPULATED.**

10 /S/ Bradley J. Swingle 11/15/21 /S/ Robert R. Powell 11/15/21  
11 BRADLEY J. SWINGLE, ESQ. ROBERT R. POWELL, ESQ.  
12 ATTORNEY FOR DEFENDANTS ATTORNEY FOR PLAINTIFF

13 **ORDER**

14 Pursuant to the foregoing stipulation of the parties (Doc. 17), and for good cause shown  
15 (*see* Fed. R. Civ. P. 15(a)(2)), IT IS HEREBY ORDERED that:

- 16 1. Plaintiffs may file a Second Amended Complaint in this matter;
- 17 2. Changes found in Plaintiff's Second Amended Complaint shall be limited to the  
18 correction of all references to Defendant Jorge Contreras to Defendant Oscar Contreras;
- 19 3. Arata, Swingle, Van Egmond & Heitlinger will be the attorney of record for Defendant  
20 Oscar Contreras. Mr. Contreras shall be deemed served by the ECF filing of the Amended  
21 Complaint;
- 22 4. The Court shall issue an Amended Summons naming Defendant Oscar Contreras; and
- 23 5. The Answer previously filed at Doc. 10 shall also apply to the second amended complaint  
24 for all Defendants. No further answer is required.

25 IT IS SO ORDERED.

Dated: November 16, 2021

/s/ Sheila K. Oberto

UNITED STATES MAGISTRATE JUDGE

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