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6 Attorneys for plaintiff  
 7 **TIMOTHY C. NELSON**

8  
 9 UNITED STATES DISTRICT COURT  
 10 EASTERN DISTRICT OF CALIFORNIA  
 11

12 TIMOTHY C. NELSON,  
 13 Plaintiff,

**No. 2:05-cv-01193-MCE-CKD**

14 vs.

**STIPULATION AND ORDER TO  
 DISMISS CERTAIN  
 DEFENDANTS**

15  
 16 CITY OF DAVIS; JAMES HYDE, individually  
 17 and in his official capacity as Chief of Police for  
 18 the CITY OF DAVIS; SERGEANT JOHN  
 19 WILSON, individually and in his official  
 20 capacity as a Sergeant for the CITY OF DAVIS;  
 21 CALVIN HANDY, SERGEANT MICHAEL  
 22 MASON, OFFICER JAVIER BARRAGAN,  
 OFFICER CALVIN CHANG, OFFICER M.  
 GARCIA, individually and DOES 1-100,  
 inclusive,  
 Defendants.

23  
 24 Plaintiff, Timothy Nelson along with Defendants John Wilson, Calvin Handy,  
 25 Javier Barragan, Calvin Chang and Mary Garcia, by and through their respective counsel,  
 26 hereby stipulate, agree and respectfully request this Court dismiss with prejudice all  
 27

28 **STIPULATION AND [PROPOSED] ORDER DISMISSING CERTAIN PARTIES**

1 causes of action brought against the aforementioned Defendants in their individual and  
2 official capacities, with all parties bearing their own attorney's fees and costs.

3 Respectfully submitted,

4  
5 Date: June 14, 2013

LAW OFFICES OF JOHN L. BURRIS

7 /s/ Adanté Pointer

8 ADANTÉ D. POINTER  
9 Attorneys for Plaintiff  
10 TIMOTHY C. NELSON

11 Date: June 14, 2013

GORDON & REES LLP

12 /s/ Mark Posard

13 MARK S. POSARD  
14 GORDON & REES, LLP  
15 Attorneys for Defendants  
16 CALVIN HANDY, OFFICER JAVIER  
17 BARRAGAN, OFFICER MARY GARCIA

18 Date: June 14, 2013

19 WILKE FLEURY HOFFELT GOULD &  
20 BIRNEY, LLP

21 /s/ Kelli Kennaday

22 KELLI M. KENNADAY  
23 Attorneys for Defendants  
24 OFFICER CALVIN CHANG

25 Date: June 14, 2013

26 ANGELO, KILDAY & KILDUF, LLP

27 /s/ Bruce Kilday

28 BRUCE KILDAY  
Attorneys for Defendants  
CITY OF DAVIS, JAMES HYDE, JOHN  
WILSON

**ORDER**

IT IS HEREBY ORDERED that all causes of action brought against Defendants John Wilson, Calvin Handy, Javier Barragan, Calvin Chang and Mary Garcia are dismissed with prejudice with all parties bearing their own attorney's fees and costs. The case remains active against Defendants the City of Davis and James Hyde.

**IT IS SO ORDERED.**

DATED: June 20, 2013



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MORRISON C. ENGLAND, JR., CHIEF JUDGE  
UNITED STATES DISTRICT COURT