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16 Attorneys for Defendants STEVE SCHOFIELD, AARON CUDDEBACK,
 17 and SEAN GILLESPIE

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

20 Estate of MATTHEW ZAISER, et al.

NO. 2:08-CV-02529 WBS EFB

21 Plaintiffs,

22 vs.

**STIPULATION OF DISMISSAL
 WITH PREJUDICE AND ORDER
 [F.R.C.P. SECTION 41(a)(1)]**

23 COUNTY OF EL DORADO, et. al

24 Defendants.

Complaint Filed: 10/23/08

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It is hereby stipulated, pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure, by and between the Plaintiffs ESTATE OF MATTHEW ZAISER, JAMES ZAISER and JUDY ZAISER, by and through their attorney Stewart Katz, and Defendants COUNTY OF EL DORADO and JEFF NEVES, by and through their attorney Franklin G. Gumpert, and Defendants STEVE SCHOFIELD, AARON CUDDEBACK, and SEAN GILLESPIE, by and through their attorney Carl L. Fessenden, that the entire action is dismissed with prejudice forthwith. Each of those parties are to bear their own attorney's fees and costs.

IT IS SO STIPULATED.

DATED: October 29, 2009 LAW OFFICE OF STEWART KATZ

By: /s/ Stewart Katz
STEWART KATZ
Attorney for Plaintiffs ESTATE OF
MATTHEW ZAISER, JAMES ZAISER
and JUDY ZAISER

DATED: October 29, 2009 BARKETT & GUMPERT

By: /s/ Franklin G. Gumpert
FRANKLIN G. GUMPERT
Attorneys for Defendants COUNTY OF EL
DORADO and JEFF NEVES

DATED: October 29, 2009 PORTER SCOTT

By: /s/Carl L. Fessenden
CARL L. FESSENDEN

Attorneys for Defendants STEVE
SCHOFIELD, ARON CUDDEBACK and
SEAN GILLESPIE

ORDER

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The parties having stipulated and good cause appearing therefore, IT IS SO ORDERED.

DATED: November 2, 2009



WILLIAM B. SHUBB
UNITED STATES DISTRICT JUDGE