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8 Attorneys for Defendants CITY OF SACRAMENTO
9 And AMY CROSBY

10 UNITED STATES DISTRICT COURT
11 EASTERN DISTRICT OF CALIFORNIA

12 SUSAN LUDWIG,

13 Plaintiff,

14 vs.

15 CITY OF SACRAMENTO POLICE
16 DEPARTMENT, et al.,

17 Defendants.

Case No.: 2:10-CV-00325-JAM-EFB

**ORDER GRANTING CITY OF
SACRAMENTO AND DET. AMY
CROSBY'S MOTION TO DISMISS, WITH
PREJUDICE**

Hearing Date: September 21, 2011
Time: 9:30 a.m.
Courtroom: 6
Hon. Hon. John A. Mendez

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19 Defendants CITY OF SACRAMENTO and Det. AMY CROSBY's Motion to Dismiss the
20 Amended Complaint pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure came regularly
21 for hearing before the court on September 21, 2011. Plaintiff SUSAN LUDWIG was present and was
22 represented by David J. Beauvais. Defendants were represented by the City Attorney, Sr. Deputy
23 City Attorney Sheri M. Chapman appearing therefore.

24 The Court having considered the moving papers, the opposition brief, and the parties' oral
25 argument, grants Defendants' Motion to dismiss the Amended Complaint, with prejudice.

26 IT IS HEREBY ORDERED as follows:

27 (1) OFFICER MULLIGAN is dismissed as a party to this action.
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(2) The claims alleged against the CITY OF SACRAMENTO are dismissed with prejudice.

The claims are barred by the two year statute of limitations. Leave to amend is denied because amendment of the First Amended Complaint would be futile.

(3) The claim for relief alleged against Det. AMY CROSBY is dismissed with prejudice. The

claim is barred by the two year statute of limitations. Leave to amend is denied because amendment of the First Amended Complaint would be futile.

IT IS SO ORDERED.

DATED: October 4, 2011

/s/ John A. Mendez
HON. JOHN A. MENDEZ
UNITED STATES DISTRICT COURT JUDGE