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   ADULT PROTECTIVE SERVICES
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   OF SARAMENTO COUNTY
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   PUBLIC ENTITY -FILING FEE WAIVED
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                      UNITED STATES DISTRICT COURT
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                     EASTERN DISTRICT OF CALIFORNIA
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   Susan Ludwig;,
                                    ) Case No. 2:10-CV-00325-JAM-EFB
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             Plaintiff,
                                    ) ORDER GRANTING MOTION
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                                    ) TO DISMISS BY DEFENDANT
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                                    ) ADULT PROTECTIVE SERVICES
        vs.
                                    ) OF SACRAMENTO COUNTY WITHOUT
                                    ) PREJUDICE TO FILE AMENDED
   Adult Protective Services Of
   Sacramento County; Verna
                                    ) COMPLAINT(FRCP 12(b)(6))
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   Magnuson; University Of
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   California Davis Medical
   Center; McKinley Health Center; ) Date: September 21, 2011
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   City Of Sacramento Police
                                   ) Time: 9:30 a.m.
   Department, A. Crosby;
                                    ) Courtroom: 6
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   Mercy Hospital and Does 1-5,
                                    ) Assigned: Judge John A. Mendez
                                    Action filed: 02/08/10
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   Inclusively,
                                    ) 1<sup>st</sup> Amended Complaint: 06/29/11
2.0
              Defendants.
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        The Motion of Defendant ADULT PROTECTIVE SERVICES OF
   SACRAMENTO COUNTY, to Dismiss the Plaintiff's First Amended
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   Complaint came on regularly for hearing on September 21, 2011 at
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   9:30 a.m. in Courtroom 6, before the Honorable Judge John A.
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   Mendez.
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        Defendant Adult Protective Services of Sacramento County
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   (hereinafter "Defendant County") appeared by Counsel Cathleen J.
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Fralick of Evans, Wieckowski, & Ward, LLP and Plaintiff Susan Ludwig appeared by Counsel David J. Beauvais. Based on the pleadings submitted, and a hearing on the motion, it is hereby ordered: Defendant County's Motion to Dismiss the First Amended 1. Complaint was granted without prejudice; 2. Any Amended Complaint must be served on Defendants within 20 days after the hearing of September 21, 2011. Dated: October 12, 2011. /s/ John A. Mendez John A. Mendez United States District Court Judge Approved as to form: Dated: September 28, 2011 David J. Beauvais Attorney for Plaintiff Susan Ludwig