

1 DAN SIEGEL, SBN 56400
 2 PETER HABERFELD, SBN 41723
 3 DEAN ROYER, SBN 233292
 4 SIEGEL & YEE
 5 499 14th Street, Suite 220
 6 Oakland, CA 94612
 7 Telephone: (510) 839-1200
 8 Facsimile: (510) 444-6698

9 Attorneys for Plaintiffs
 10 JERALD CLINTON (J.C.) EAGLESMITH,
 11 RAMONA EAGLESMITH,
 12 EILEEN COX, and BRUCE BARNES

13 IN THE UNITED STATES DISTRICT COURT
 14 FOR THE EASTERN DISTRICT OF CALIFORNIA

15	JERALD CLINTON (J.C.) EAGLESMITH,)	Case No. 2:11-CV-00098-JAM-JFM
16	RAMONA EAGLESMITH, EILEEN COX,)	
17	and BRUCE BARNES,)	STIPULATION AND ORDER TO
18	Plaintiffs,)	DISMISS SPECIFIC ALLEGATIONS OF
19	vs.)	SECOND
20)	AMENDED COMPLAINT
21	JEFF RAY, as an individual, SUE)	
22	SEGURA, as an individual, and BOARD)	
23	OF TRUSTEES OF PLUMAS COUNTY)	
24	OFFICE OF EDUCATION/ PLUMAS)	
25	COUNTY UNIFIED SCHOOL DISTRICT,)	
26)	
27	Defendants.)	

28 Plaintiffs alleged in their Sixth Claim for Relief of their First Amended Complaint that defendants violated the First Amendment rights of plaintiff J.C. Eaglesmith. The Court, in its Order Granting in Part and Denying in Part Defendants’ Motion to Dismiss and Motion to Strike (Dkt. 50), observed that such allegations were redundant because they also appeared in plaintiffs’ Eighth Claim for Relief, and therefore dismissed them with prejudice. Plaintiffs inadvertently included those allegations in the Sixth Claim for Relief of their Second Amended Complaint. Therefore, plaintiffs and defendants hereby

1 stipulate that those specific allegations be dismissed from the Sixth Claim for Relief of
2 the Second Amended Complaint.

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4 Dated: December 16, 2011

SIEGEL & YEE

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6 By: /s/ Peter Haberfeld
Peter Haberfeld

7 Attorneys for Plaintiffs
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10 Dated: December 29, 2011

STUBBS & LEONE

11 By: /s/ Brian Duus
12 Brian Duus

13 Attorneys for Defendants
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15 IT IS SO ORDERED:

16 Dated: 12/30/2011

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18 /s/ John A. Mendez
19 U. S. District Court Judge
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