

1 LONGYEAR, O’DEA & LAVRA, LLP  
VAN LONGYEAR, SBN 84189  
2 PETER C. ZILAFF, SBN 272658  
3620 American River Drive, Suite 230  
3 Sacramento, California 95864-5923  
Tel: (916)974-8500 Fax: (916)974-8510

4 Attorneys for Defendants County of  
Sacramento, John McGinness, Ann Marie  
5 Boylan, Michael Sotak, M.D., Susan  
Kroner RN, Agnes R. Felicano NP,  
6 James Austin NP, John Ko, M.D., Glayol  
Sahba, M.D., Officer John Wilson,  
7 Robert Bauer, M.D., Asa Hambly, M.D.,  
Hank Carl, RN, Sgt. Tracie Keillor,  
8 Deputy Pablito Gaddis

9 PORTER SCOTT  
A PROFESSIONAL CORPORATION  
10 NORMAN V. PRIOR, SBN 125457  
350 University Avenue, Suite 200  
11 Sacramento, CA 95825  
Tel: (916)929-1481 Fax: (916)927-3706

13 Attorneys for Defendants, Chris Smith,  
14 M.D.

THE LAW OFFICES OF GERI LYNN GREEN, LC  
GERI LYNN GREEN, SBN 127709  
JULIEN SWANSON, SBN 193957  
155 Montgomery Street, Ste. 901  
San Francisco, CA 94104  
Tel: (415) 982-2600 Fax: (415)358-4562

Attorneys for Plaintiff

15 **UNITED STATES DISTRICT COURT**  
16 **EASTERN DISTRICT OF CALIFORNIA**

18 SANDIPKUMAR TANDEL,  
19 Plaintiff,

20 vs.

21 COUNTY OF SACRAMENTO, et al.,  
22 Defendants.

**CASE NO. 2:11-cv-00353 MCE AC**  
[Consolidated with 2:09-cv-00842 MCE GGH]

**STIPULATION FOR PARTIAL  
DISMISSAL AND ORDER**

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1 IT IS HEREBY STIPULATED AND AGREED by the parties to this action, by and  
2 through their undersigned counsel, as follows:

- 3 1. Defendant JAMES AUSTIN shall be dismissed with prejudice from Plaintiff's Second  
4 Claim for Relief for Violation of the Eighth and Fourteenth Amendments to the  
5 Constitution for Failure to Provide Appropriate Medical Care;  
6  
7 2. Defendant MARK IWASA shall be dismissed with prejudice from Plaintiff's Tenth  
8 Claim for Relief for Negligence;  
9  
10 3. Defendant SHELLEY JORDAN shall be dismissed with prejudice from Plaintiff's Tenth  
11 Claim for Relief for Negligence; and  
12  
13 4. All parties to bear his/her/its/their own attorney's fees and costs as to the above claims.

14 **IT IS SO STIPULATED.**

15 Dated: September 20, 2013

LAW OFFICES OF GERI LYNN GREEN, LC

16 By: /s/ Julien Swanson

GERI LYNN GREEN  
JULIEN SWANSON  
Attorneys for Plaintiff

17 Dated: September 20, 2013

LONGYEAR, O'DEA & LAVRA, LLP

18 By: /s/ Van Longyear

19 VAN LONGYEAR  
20 PETER C. ZILAFF  
21 Defendants County of Sacramento, John  
22 McGinness, Ann Marie Boylan, Michael Sotak,  
23 M.D., Susan Kroner RN, Agnes R. Felicano NP,  
24 James Austin NP, John Ko, M.D., Glayol Sahba,  
M.D., Officer John Wilson,  
Robert Bauer, M.D., Asa Hambly, M.D., Hank Carl,  
RN, Sgt. Tracie Keillor, Deputy Pablito Gaddis

25 Dated: September 20, 2013

PORTER SCOTT

26 By: /s/ Norman V. Prior

27 NORMAN V. PRIOR  
28 Attorneys for Defendant Chris Smith, MD


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**ORDER**

1. Defendant JAMES AUSTIN shall be dismissed with prejudice from Plaintiff's Second Claim for Relief for Violation of the Eighth and Fourteenth Amendments to the Constitution for Failure to Provide Appropriate Medical Care. All parties to bear his/her/its/their own attorney's fees and costs;
2. Defendant MARK IWASA shall be dismissed with prejudice from Plaintiff's Tenth Claim for Relief for Negligence. All parties to bear his/her/its/their own attorney's fees and costs;
3. Defendant SHELLEY JORDAN shall be dismissed with prejudice from Plaintiff's Tenth Claim for Relief for Negligence. All parties to bear his/her/its/their own attorney's fees and costs.

**IT IS SO ORDERED.**

**Dated: September 26, 2013**

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