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Attorney for Defendants

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

THOMAS WAGNER
TAMMY WAGNER,

Plaintiffs,

vs.

CITY OF STOCKTON, a municipal corporation; **BLAIR ULRING**, in his capacity of chief of police for CITY OF STOCKTON; **MARK BERG** (Stockton Police Department Star #0486); **JEFFERY TACAZON** (Stockton Police Department Star #1395); **MICHELLE GUTHRIE** (Stockton Police Department Star #1524);

Defendants.

Case No. 2:11-cv-02490-TLN-EFB

**STIPULATION AND ORDER OF
DISMISSAL OF ENTIRE ACTION WITH
PREJUDICE AS TO: DEFENDANTS
CITY OF STOCKTON AND BLAIR
ULRING**

1
2 On July 2, 2012 a Notice of Automatic Stay pursuant to 11 U.S.C. § 362(a) was filed
3 following the City of Stockton's entrance into a Chapter 9 bankruptcy proceeding (Case No
4 2012-32118) in the United States Bankruptcy Court for the Eastern District of California.

5 On April 15, 2015 this matter was stayed pending the conclusion of of the City of
6 Stockton's bankruptcy proceeding.

7 On February 4, 2015, the Bankruptcy Court entered its Confirmation Order with an
8 effective date of February 25, 2015.

9 Plaintiffs did not file a Proof of Claim in the Bankruptcy Court and therefore claims
10 against the City of Stockton, and Defendant Blair Uling were discharged pursuant to the
11 confirmed Plan of Adjustment.

12 Plaintiffs have agreed to dismiss this entire action as to the City of Stockton, and
13 Defendant Blair Uling in exchange for an agreement by the City of Stockton to waive their
14 right to recover litigation costs for the dismissed causes of action.

15 IT IS THEREFORE STIPULATED by and between all parties to this stipulation, by and
16 through their respective attorneys that plaintiffs' entire case shall be dismissed with prejudice
17 as to the City of Stockton, and Defendant Blair Uling.

18 IT IS THEREFORE STIPULATED by and between all parties to this stipulation, by and
19 through their respective attorneys that the City of Stockton, and Defendant Blair Uling agree
20 to waive their right to recover litigation costs for the dismissed causes of action.

21 Dated: April 15, 2015

Respectfully Submitted,

22
23 /s/ Che L. Hashim

Che L. Hashim

Attorney for Plaintiffs

THOMAS WAGNER, TAMMY WAGNER

Dated: April 15, 2015

Respectfully Submitted,

/s/Ted Daniel Wood

Ted Daniel Wood

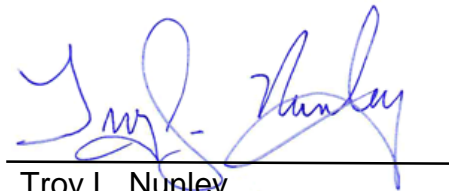
Attorney for Defendants

CITY OF STOCKTON, BLAIR ULRING

ORDER

The Court, having considered the foregoing stipulation of the parties, and good cause appearing therefor, the Court hereby orders that all of plaintiff's claims against Defendant City of Stockton, and Blair Ulring are hereby dismissed with prejudice. The Court further orders that, by stipulation, the Defendants City of Stockton and Blair Ulring hereby waive recovery of costs of litigation as to the dismissed claims for relief.

Dated: April 30, 2015



Troy L. Nunley
United States District Judge