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9 **Attorneys for Defendants County of El Dorado,**
10 **County of El Dorado Sheriff's Department,**
11 **and Brandon Pina (sued herein as Brandon Pena)**

12 UNITED STATES DISTRICT COURT
13 EASTERN DISTRICT OF CALIFORNIA

14 PATRICK WAYNE SOLOMON,

15 Plaintiff,

16 v.

17 CITY OF SOUTH LAKE TAHOE; CITY OF
18 SOUTH LAKE TAHOE POLICE
19 DEPARTMENT; OFFICER J.
20 HERMINGHAUS, individually and in his
21 official capacity; COUNTY OF EL DORADO
22 SHERIFF'S DEPARTMENT, OFFICER
23 BRANDON PENA individually and in his
24 official capacity; and DOES 1-10, inclusive,

25 Defendants.

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Case No. 2:13-cv-00115-GEB-CKD

**STIPULATION AND PROPOSED ORDER
RE RESPONSE BY COUNTY
DEFENDANTS TO PLAINTIFF'S
COMPLAINT**

Hon. Garland E. Burrell, Jr.

26 Plaintiff Patrick Wayne Solomon ("Plaintiff") and Defendants County of El Dorado, County
27 of El Dorado Sheriff's Department, and Brandon Pina (sued herein as Officer Brandon Pena)
28 (collectively, "County Defendants"), by and through their undersigned counsel, hereby stipulate as
follows:

1. **WHEREAS**, pursuant to the Parties' stipulation and subsequent Court Order (Dckt.
No. 14), the County Defendants are required to answer, move, or otherwise respond to Plaintiff's
Complaint on or before March 6, 2013.

2. **WHEREAS**, the Parties recently agreed to a dismissal of all claims against the
County of El Dorado Sheriff's Department with prejudice, pursuant to a stipulation filed on March 4,

1 2013 (Dckt. No. 18), which is pending before the Court.

2 **3. WHEREAS**, Plaintiff intends to file an Amended Complaint, either pursuant to Court
3 Order as a result of the pending Motion to Dismiss filed by the South Lake Tahoe Defendants, or
4 voluntarily upon the stipulation of the parties and as permitted by the Court.

5 **4. WHEREAS**, Plaintiff has agreed to allow the County Defendants to file a response to
6 the forthcoming Amended Complaint, rather than respond to the original Complaint, which will
7 become obsolete.

8 **5. WHEREAS**, the Parties have agreed that the County Defendants, with the exception
9 of the County of El Dorado Sheriff’s Department, which is pending dismissal from the case, must
10 answer, move, or respond to the forthcoming Amended Complaint within 14 days of the date of the
11 filing of the forthcoming Amended Complaint.

12 **NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED AS FOLLOWS:**

13 **1.** The County Defendants are not required to answer, move, or otherwise respond to
14 Plaintiff’s Complaint currently on file.

15 **2.** The County of El Dorado and Brandon Pina are required to answer, move, or
16 otherwise respond to the forthcoming Amended Complaint within 14 days of the filing of the
17 Amended Complaint.

18 **IT IS SO STIPULATED.**

19 DATED: March 5, 2013

CAULFIELD LAW FIRM

20 By: /s/ Andrew T. Caulfield
21 Andrew T. Caulfield

22 Attorneys for Defendants County of El Dorado,
23 County of El Dorado Sheriff’s Department, and
24 Brandon Pina (sued herein as Brandon Pena)

25 [Signatures Continued]
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1 DATED: March 5, 2013

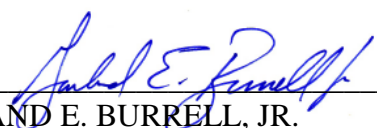
THE LAW FIRM OF LAUB & LAUB

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3 By: /s/
Jennifer Peterson, Esq.
Susan M. Leeder

4 Attorneys for Plaintiff Patrick Wayne Solomon

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6 **IT IS SO ORDERED.**

7 **Date: 3/5/2013**

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GARLAND E. BURRELL, JR.
Senior United States District Judge

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