



1 hereto as “**Exhibit A.**”

2 WHEREAS by stipulating to the filing of the Second Amended Complaint, Defendants are not  
3 waiving any defense, including but not limited to the statute of limitations, that may be available.

4 IT IS HEREBY STIPULATED, by and between the parties hereto through their respective  
5 attorneys of record that:

6 1. Plaintiff should be granted leave to amend to file his Second Amended Complaint for  
7 Damages, a copy of which is attached hereto as “**Exhibit A.**”

8 2. Defendants should be granted 30 days to file a responsive pleading from the date of the  
9 attached Order.

10  
11  
12 Dated: June 4, 2014

**DAUGHERTY & DAUGHERTY**

13 By: /s/ Ryan M. Daugherty

14 RYAN M. DAUGHERTY  
15 Attorney for Plaintiff  
16 Michael Gress

17 Dated: June 5, 2014

**ATTORNEY GENERAL’S OFFICE**

18 By: /s/ Kevin Reager

19 KEVIN REAGER  
20 Attorney for Defendants

1 **ORDER**

2 Having reviewed the foregoing Stipulation, and good cause appearing therefor, IT IS  
3 **HEREBY ORDERED** that:

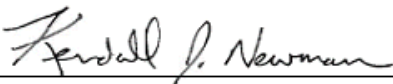
4 1. Plaintiff is granted leave to amend to file his Second Amended Complaint for Damages, a  
5 copy of which was attached to the June 11, 2014 Stipulation as "Exhibit A." (ECF No. 46.)

6 2. The Second Amended Complaint for Damages is deemed filed as of June 11, 2014.

7 3. Defendants have thirty days from the date of this order to file a responsive pleading.

8 4. The Clerk of the Court is directed to remove the proposed second amended complaint  
9 (ECF No. 46 at 5-15 & No. 46-1 at 1-14), and file separately docket it as plaintiff's second amended  
10 complaint, *nunc pro tunc*, as of June 11, 2014.

11 Dated: June 26, 2014

12   
13 KENDALL J. NEWMAN  
14 UNITED STATES MAGISTRATE JUDGE

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