

CLAUDIA M. QUINTANA
 City Attorney, SBN 178613
BY: KELLY J. TRUJILLO
 Assistant City Attorney, SBN 244286
CITY OF VALLEJO, City Hall
 555 Santa Clara Street, P.O. Box 3068
 Vallejo, CA 94590
 Tel: (707) 648-4545 // Fax: (707) 648-4687

MATTHEW LUCAS, SBN148484
 Hillman & Lucas, PC
 1 Harbor Center, Ste. 220
 Suisun City, CA 94585
 Tel: (707) 427-7377 // Fax: (707) 427-7370

Attorneys for Defendants: CITY OF VALLEJO, ROBERT NICHELINI, JOSEPH KREINS, KEVIN BARTLETT, JEREMY HUFF

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA, SACRAMENTO DIVISION

MICHAEL HUEY, individually and as
 successor-in-interest to decedent J.H., a
 minor, and JANEEN LOTTON,
 individually and as successor-in-interest
 to decedent J.H., a minor,

Plaintiff,
 vs.

CITY OF VALLEJO, a municipal
 corporation; ROBERT NICHELINI,
 individually and in his official as Chief of
 Police for the CITY OF VALLEJO;
 JOSEPH KREINS, in his official capacity
 as Chief of Police for the CITY OF
 VALLEJO; KEVIN BARTLETT,
 individually and in his official capacity as
 police officer for the CITY OF VALLEJO;
 JEREMY HUFF, individually and in his
 official capacity as police officer for the
 CITY OF VALLEJO and DOES 1-25,
 inclusive, Defendants.

Case No. 2:13-CV-00916-JAM-KJN

**STIPULATION AND ORDER OF
 DISMISSAL OF ENTIRE ACTION WITH
 PREJUDICE AS TO DEFENDANTS
 CITY OF VALLEJO, ROBERT
 NICHELINI, AND JOSEPH KREINS**

Case No. 2:13-CV-00916-JAM-KJN

**STIPULATION AND
 [PROPOSED] ORDER OF
 DISMISSAL**

1
2 On August 16, 2013, plaintiffs Michael Huey and Janeen Lotton filed a First
3 Amended Complaint for Damages against City of Vallejo, Robert Nichelini, Joseph
4 Kreins, Jeremy Huff and Kevin Bartlett. (Docket No. 21).

5 Plaintiffs have agreed to dismiss this entire action with prejudice as to defendants
6 City of Vallejo, Robert Nichelini and Joseph Kreins in exchange for an agreement by
7 defendants City of Vallejo, Robert Nichelini and Joseph Kreins to waive their right to
8 recover litigation costs for the dismissed causes of action.

9 IT IS THEREFORE STIPULATED by and between all parties to this stipulation by
10 and through their respective attorneys of record that plaintiffs' entire case shall be
11 dismissed with prejudice as to defendants City of Vallejo, Robert Nichelini and Joseph
12 Kreins.

13 IT IS FURTHER STIPULATED by and between all parties to this stipulation by
14 and through their respective attorneys of records that defendants City of Vallejo, Robert
15 Nichelini, and Joseph Kreins agree to waive their rights to recover litigation costs
16 against the plaintiffs as to the dismissed causes of actions.

17
18 Respectfully submitted,

19 DATED: January 6, 2015

/s/ Kelly J. Trujillo
KELLY J. TRUJILLO
Attorney for Defendants,
CITY OF VALLEJO, ROBERT NICHELINI,
JOSEPH KREINS

22
23 DATED: January 9, 2015

/s/ Che L. Hashim
CHE L. HASHIM, ESQ.
Attorney for Plaintiff Michael Huey

1 DATED: 1/6/2015

/s/ Douglas Pharr
DOUGLAS PHARR ESQ.
Law Office of Douglas Pharr

5 ORDER

6 The Court, having considered the foregoing stipulation of the parties, and good
7 cause appearing therefor, the Court hereby orders that all of plaintiffs' claims against
8 Defendants City of Vallejo, Robert Nichelini and Joseph Kreins are hereby dismissed
9 with prejudice. The court further orders that, by stipulation, the Defendants City of
10 Vallejo, Robert Nichelini hereby waive recovery of costs of litigation as to the dismissed
11 claims for relief.

12 DATED: 1/12/15

/s/ John A. Mendez
U.S. DISTRICT COURT JUDGE