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5 Attorneys for Plaintiff MIYA SIMPSON

FILED

APR 27 2015

CLERK, U.S. DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
BY DEPUTY CLERK

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8 **UNITED STATES DISTRICT COURT**
9 **FOR THE EASTERN DISTRICT OF CALIFORNIA**
10 **SACRAMENTO DIVISION**

11
12 MIYA SIMPSON,

13 Plaintiff,

14 v.

15 OFFICER GOOCH (Badge 12931),

16 Defendant.
17
18

) Case No. 2:13-CV-01483-JAM-AC

)
) **Order Re: Defendant's Motion for**
) **Summary Judgment/Summary**
) **Adjudication**

19 On April 22, 2015, the court heard a regularly-scheduled argument on defendant Officer
20 Gooch's motion for summary judgment/summary adjudication on the 9:30 a.m. calendar in
21 Courtroom 6. Deputy Attorney General Kevin Reager of the California Attorney General's Office
22 appeared for defendant. Manolo Olaso from the Law Offices of Johnny L. Griffin, III appeared for
23 plaintiff Miya Simpson. After considering the parties' arguments, the pleadings, including, but not
24 limited to, the defendant's motion [ECF 19], the plaintiff's opposition [ECF 20], the defendant's
25 reply [ECF 21], and the documentary evidence submitted by the parties, the court DENIES the

1 motion for summary judgment/summary adjudication for the reasons stated on the record in open
2 court. Plaintiff's claims for supervisory liability are dismissed on plaintiff's motion to dismiss
3 them.

4 **Approved as to form by:**

5 Dated: April 23, 2015

Kamala D. Harris
Attorney General of California
Peter A. Meshot
Supervising Deputy Attorney General

8 /s/ Kevin W. Reager
Kevin W. Reager
Deputy Attorney General
Attorneys for Defendant
10 (e-signature expressly authorized on 04/23/2015)

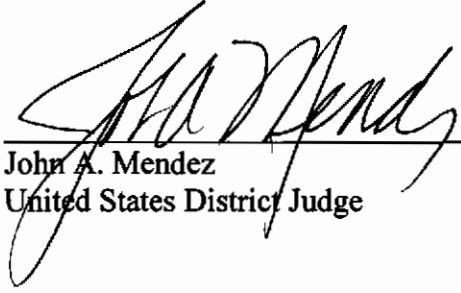
11 Dated: April 23, 2015

/s/ Manolo Olaso
Manolo Olaso
Law Offices of Johnny L. Griffin, III
Attorneys for Plaintiff

14 **IT IS SO ORDERED.**

16 Dated:

April 24, 2015


John A. Mendez
United States District Judge