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	STIPULATION AND ORDER TO STAY ACTION

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2	UNITED STATES DISTRICT COURT				
3	EASTERN DISTRICT OF CALIFORNIA				
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5	SARA ADAM, ET AL,,	No. 2:14-cv-02795 WBS DAD			
6	Plaintiffs,	STIDUL ATION AND IDDODOGEDI			
7	v.	STIPULATION AND [PROPOSED] ORDER REQUESTING STAY OF ALL			
8	BRET BRZYSCZ, ET AL.,	PROCEEDINGS			
9	Defendants.				
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13					
14	Plaintiffs Sara Adam, Et Al. (collectively "Plaintiffs") and Defendants Bret Brzyscz, City				
15	of Roseville, County of Placer, and County of Sacramento, (collectively "Defendants"), by and				
16	through their respective counsel of record, hereby stipulate to the flowing:				
17	1. WHEREAS Plaintiffs filed a civil rights complaint in the United States District				
18	Court in the Eastern District of California on November 29, 2014, arising out of an incident				
19	relating to the arrest of Plaintiff Samuel Duran and a series of raids on Plaintiffs' homes one				
20	month after Plaintiff Samuel Duran's arrest;				
21	2. WHEREAS Defendants Bret Brzyscz and City of Roseville filed an Answer to the				
22	Complaint and Defendants Placer County, Sacramento County, and Sacramento City filed				
23	Motions to Dismiss Plaintiffs' Monell and state law claims. Defendants Placer County,				
24	Sacramento County, and Sacramento City's Motion to Dismiss state law claims were granted as				
25	well as Defendants' claim for municipal liability based on searches and seizures without probable				
26	cause;				
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		2 ODDED TO STAN ACTION			
	STIPULATION AND	ORDER TO STAY ACTION			

1 3. WHEREAS on November 3, 2015, Defendant City of Sacramento was dismissed 2 without prejudice; 3 4. WHEREAS on December 21, 2015, all claims brought against Defendant County 4 of Sacramento pertaining to Plaintiffs not present at the 5612 Forestwood Drive address were 5 dismissed without prejudice with Plaintiffs Sara Adam, Jesse Heredia, Isabella H., and Mya H., 6 continuing to assert claims against Defendant County of Sacramento; 7 5. WHEREAS the Placer County District Attorney's Office initiated criminal 8 proceedings against Plaintiffs Samuel Duran following his arrest on October 25, 2013 and 9 criminal proceedings against Plaintiffs Antonio Duran, Alexander Felix III, Anita Felix, Jorge 10 Campos, Jose Felix, Alexis Sandoval, Danny Garcia, Juan Sanchez, and Davina Sanchez 11 following their arrests on November 20, 2013; 12 6. WHEREAS Plaintiffs Samuel Duran and Antonio Duran have ongoing criminal 13 prosecutions against them, which arises from intertwined facts as in this civil matter; 14 7. WHEREAS Plaintiff Samuel Duran's defense relating to the criminal charges 15 alleged against him will not be ready for trial for at least another nine (9) months; 16 8. WHEREAS Plaintiff Antonio Duran's defense relating to the criminal charges 17 alleged against him will not be ready for trial for at least another four (4) months; 9. WHEREAS Plaintiffs Samuel Duran and Antonio Duran intend to invoke their 18 19 rights pursuant to the Fifth Amendment of the United States Constitution in this civil action until 20 the termination of criminal prosecutions against them; 21 10. WHEREAS all parties wish to stay all proceedings in this matter, including 22 hearings, briefings, appearances, discovery obligations and any other deadlines imposed by law or 23 the Court, pending termination of criminal prosecutions against Plaintiffs Samuel Duran and 24 Antonio Duran, which is economically and judicially efficient; 25 11. WHEREAS all parties recognize that proceeding with these actions at this time could have potential adverse effects on the parties' ability to prove and disprove claims in 26 27 this matter. For these reasons, the parties jointly request that this matter be stayed to the 28 conclusion of the related criminal matters in the Placer County Superior Court proceedings; 3

STIPULATION AND ORDER TO STAY ACTION

1	12. WHEREAS Plaintiff	fs agree	e to notify Defendants and the Court at the
2	termination of the related criminal matters,	at whic	h time reasonable dates for the civil matter can
3	be determined.		
4			
5	DATED: April 20, 2016	LUNS	SFORD LEGAL GROUP
6			
7		By:	/s/ Regia J. Araujo Régia J. Araujo
8			Attorneys for Plaintiffs
9	DATED: April 20, 2016		CREGGER & CHALFANT LLP
10		By:	/s/ Robert Chalfant
11		Dy.	Robert Chalfant
12			Attorneys for Defendant County of Sacramento
13	DATED: April 20, 2016		PLACER COUNTY COUNSEL'S OFFICE
14	1 /		
15		By:	/s/ David K. Huskey
16			David K. Huskey Attorneys for Defendant County of
17			Placer
18	DATED: April 20, 2016		ANGELO, KILDAY & KILDUFF, LLP
19		_	
20		By:	/s/ Carrie A. McFadden Carrie A. McFadden
21			Attorneys for Defendant City of Roseville and Bret Brzyscz
22			Rosevine and Diet Di25802
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	STIPULATION AND ORDER TO STAY ACTION		

1	ORDER		
2	Pursuant to the parties' stipulation, this case shall remain stayed in all respects until the		
3	conclusion of the related criminal cases. All pending dates and deadlines are vacated. The Clerk		
4	is directed to administratively close this file, subject to its being reopened upon the motion of any		
5	party.		
6	IT IS SO ORDERED.		
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8	Dated: April 20, 2016		
9	WILLIAM B. SHUBB		
10	UNITED STATES DISTRICT JUDGE		
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	5 STIPULATION AND ORDER TO STAY ACTION		