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11 Attorneys for Defendants CITY OF DAVIS (erroneously sued herein as CITY OF DAVIS
 12 POLICE DEPARTMENT), JEFF VIGNAU, and DEREK RUSSELL

13 **UNITED STATES DISTRICT COURT**
 14 **EASTERN DISTRICT OF CALIFORNIA**

15 LASONJA PORTER, an individual,) Case No.: 2:14-cv-02984-KJM-DB
 16)
 17 Plaintiff,)
 18)
 19 vs.) **STIPULATION TO DISMISS VARIOUS**
 20) **CAUSES OF ACTION AGAINST**
 21) **DEFENDANTS; ORDER**
 22 CITY OF DAVIS POLICE DEPARTMENT, et) **Honorable Kimberly J. Mueller**
 23 al.,)
 24)
 25 Defendants.)
 26)
 27)
 28)

29 TO THE COURT, TO ALL PARTIES, AND TO THEIR COUNSEL OF RECORD:
 30 Pursuant to Federal Rule of Civil Procedure 41(a)(1)(ii), Plaintiff LASONJA PORTER
 31 (“Plaintiff”) and Defendants CITY OF DAVIS (erroneously sued herein as CITY OF DAVIS
 32 POLICE DEPARTMENT), JEFF VIGNAU, and DEREK RUSSELL (hereinafter collectively
 33 referred to as “Defendants”), by and through their undersigned counsel, hereby stipulate as
 34 follows:

- 35 1) Plaintiff’s Negligent Infliction of Emotional Distress claims against Defendants
- 36 are dismissed with prejudice;
- 37 2) Any and all claims arising under 42 U.S.C. section 1983 for violation of the First
- 38 Amendment of the United States Constitution against Defendants are dismissed with prejudice;

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3) Any and all claims arising under 42 U.S.C. section 1981 for Equal rights Under the Law against Defendants are dismissed with prejudice.

Each party shall bear its/his own attorney fees and costs incurred in regard to the prosecution and defense of the above-dismissed claims.

IT IS SO STIPULATED.

Dated: May 8, 2017

ANGELO, KILDAY & KILDUFF, LLP

/s/ Sean D. O'Dowd

By: _____

AMIE McTAVISH
SEAN D. O'DOWD
Attorneys for Defendants

Dated: May 2, 2017

LAW OFFICES OF KELLAN
PATTERSON

*/s/ Kellan S. Patterson (as authorized on
5/2/17)*

By: _____

KELLAN S. PATTERSON
Attorney for Plaintiff, LASONJA PORTER

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ORDER

Having reviewed the above Stipulation, and good cause appearing, IT IS HEREBY ORDERED that:

1) Plaintiff's Negligent Infliction of Emotional Distress claims against Defendants are dismissed with prejudice;

2) Any and all claims arising under 42 U.S.C. section 1983 for violation of the First Amendment of the United States Constitution against Defendants are dismissed with prejudice;

3) Any and all claims arising under 42 U.S.C. section 1981 for Equal rights Under the Law against Defendants are dismissed with prejudice.

Each party shall bear its/his own attorney fees and costs incurred in regard to the prosecution and defense of the above-dismissed claims.

IT IS SO ORDERED.

DATED: May 8, 2017


UNITED STATES DISTRICT JUDGE