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Attorneys for Plaintiff  
JIMMY BROOKS

18 UNITED STATES DISTRICT COURT

19 EASTERN DISTRICT OF CALIFORNIA, SACRAMENTO DIVISION

20 JIMMY BROOKS,

21 Plaintiff,

22 v.

23 CITY OF VALLEJO, et al.

24 Defendants.

Case No. 2:16-cv-02376-WBS-EFB

**STIPULATION OF DISMISSAL AND  
[PROPOSED] ORDER TO DISMISS THE  
ENTIRE ACTION**

Hon. William B. Shubb

1 **TO THE COURT, ALL PARTIES AND THEIR ATTORNEYS OF RECORD:**

2 IT IS HEREBY STIPULATED by and between Plaintiff JIMMY BROOKS and Defendants  
3 JESSE IRVIN, ZACH JACOBSEN, MATT SAMIDA and JAMES DUNCAN (collectively “the  
4 Parties”) by and through their respective designated counsel that this action be hereby dismissed with  
5 prejudice pursuant to FRCP 41(a)(1).

6 Each party will bear their own costs and attorney’s fees.

7  
8 Dated: November 26, 2018

BERTRAND, FOX, ELLIOT, OSMAN & WENZEL

9  
10 By: /s/Richard W. Osman

11 Richard W. Osman  
12 Sheila D. Crawford  
13 Attorneys for Defendants  
14 JESSE IRVIN, ZACH JACOBSEN,  
15 MATT SAMIDA and JAMES DUNCAN

16  
17 Dated: November 21, 2018

LAW OFFICES OF JOHN L. BURRIS

18  
19 By: /s/ Ben Nisenbaum

20 John L. Burris  
21 Ben Nisenbaum  
22 James Cook  
23 Attorneys for Plaintiff  
24 JIMMY BROOKS

25  
26 **ATTORNEY ATTESTATION**

27 I hereby attest that I have on file all holograph signatures for any signatures indicated by a  
28 conformed signature (“/s/”) within this E-filed document or have been authorized by counsel to show  
their signature on this document as /s/.

Dated: November 26, 2018

By: /s/ Richard W. Osman

Richard W. Osman

1 **[PROPOSED] ORDER DIMSISSING THE ENTIRE ACTION**

2 **PURSUANT TO THE PARTIES STIPULATION**, it is hereby ORDERED that Defendants  
3 JESSE IRVIN, ZACH JACOBSEN, MATT SAMIDA and JAMES DUNCAN are dismissed from this  
4 action with prejudice and that the entire action is dismissed with prejudice.

5 Each party is to bear their own attorney's fees and costs.

6 **IT IS SO ORDERED.**

7 Dated: November 27, 2018



8 **WILLIAM B. SHUBB**  
9 **UNITED STATES DISTRICT JUDGE**