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- a. All claims against Placer County are dismissed with prejudice, and the County is terminated as a defendant;
- b. All claims against the individual defendants are construed as individual capacity claims only, and any punitive official capacity claims are dismissed with prejudice;
- c. Claim Two (substantive due process) is dismissed with prejudice;
- d. Claims One, Three, Four and Five are dismissed with leave to amend;
- e. Any amendment as allowed by this order should include the procedural history of the subject abatement proceedings; and identification of the precise dates of the nuisance abatement hearing, the order of abatement, the “imposition of fine,” and any related official acts asserted as bases for liability;
- f. Plaintiff is directed to file an Amended Complaint within 21 days of this order; and
- g. This matter is referred back to the assigned magistrate judge for all further pretrial proceedings.

DATED: November 30, 2020.

  
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CHIEF UNITED STATES DISTRICT JUDGE