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15 Attorneys for All Defendants

16 **UNITED STATES DISTRICT COURT**
 17 **EASTERN DISTRICT OF CALIFORNIA**

18 D.B., a minor, by and through his guardian
 19 ad litem, Elisa Mulvihill, individually and as
 20 co-successor in interest to Decedent
 ANTWAUNE P. BURRISE, SR., et al,

Case No.: 2:21-cv-02154-DJC-SCR

**STIPULATION REGARDING THIRD-
 PARTY WITNESSES AND ORDER**

21 Plaintiffs,
 22 vs.
 23 CITY OF STOCKTON, et al.,
 24 Defendants.

27 STIPULATION RE THIRD-PARTY WITNESSES
 28 & ORDER

1 All Parties, through their undersigned counsel of record, stipulate as follows:

2 **RECITALS**

3 A. On April 29, 2022, Plaintiffs' counsel served Plaintiffs' initial disclosures.
4 Plaintiffs' initial disclosures listed 13 third-party witnesses. These witnesses are (in the
5 order and as numbered on Plaintiffs' initial disclosures):

6 127: Nicole Baker

7 128: Marjorie Burrise

8 129: Timmiya Burrise

9 130: Dorothy Easter

10 131: Jonathan Gobert

11 132: Latonya Lyons

12 133: TaShante McCoy

13 134: Lavern McGill

14 135: Lucretia Owens

15 136: Rosa Rodriguez

16 137: Rosalind Russell

17 138: Dethdouangchai Sourivong

18 139: Ambria Spivey

19 B. The Parties' counsel have met and conferred regarding these individuals
20 and Defendants' possible need to depose them. As a result of the meet and confer,
21 Plaintiffs' counsel has agreed not to offer any evidence, in any form, from some of these
22 witnesses, in reliance on which defense counsel has agreed not to depose those
23 witnesses. Counsel enter into this stipulation, with their clients' authority, to formalize this
24 agreement.

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28 STIPULATION RE THIRD-PARTY WITNESSES
& ORDER

1 **STIPULATION**

2 IT IS STIPULATED AND AGREED, by the Parties, through their undersigned
3 counsel, as follows:

4 1. No Plaintiff will seek to offer any evidence, in any form, from Nicole Baker,
5 Marjorie Burrise, Jonathan Gobert, Latonya Lyons, TaShante McCoy, Lavern McGill,
6 Rosa Rodriguez, Rosalind Russell, Dethdouangchai Sourivong, or Ambria Spivey, in
7 reliance on which Defendants will not seek to depose any of them.

8 2. Defense counsel intend to depose Nicole Covello, Timmiya Burrise,
9 Dorothy Easter, and Lucretia Owens. Plaintiffs' counsel is authorized, and has agreed, to
10 accept service of deposition subpoenas for these witnesses.

11 Dated: March 5, 2025

HERUM CRABTREE SUNTAG, LLP

12 By: /s/ Joshua J. Stevens

13 _____
14 JOSHUA J. STEVENS
Attorneys for all Defendants

15 Dated: March 5, 2025

LAW OFFICE OF SANJAY S. SCHMIDT
HELM LAW OFFICE, PC

17 By: /s/ Sanjay S. Schmidt

18 _____
19 SANJAY S. SCHMIDT
20 (as authorized on March 5, 2025)
Attorneys for all Plaintiffs

21 **ORDER**

22 IT IS SO ORDERED.

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24 Dated: March 10, 2025

/s/ Daniel J. Calabretta

25 _____
26 THE HONORABLE DANIEL J. CALABRETTA
27 UNITED STATES DISTRICT JUDGE

28 STIPULATION RE THIRD-PARTY WITNESSES
& ORDER