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7 Attorneys for Defendants The Church of Jesus
 8 Christ of Latter-day Saints and Temple Corporation
 of The Church of Jesus Christ of Latter-day Saints

9 **UNITED STATES DISTRICT COURT**
 10 **EASTERN DISTRICT OF CALIFORNIA**

12 Jane Roe AB 51,
 13
 14 Plaintiff,

15 vs.

16 THE CHURCH OF JESUS CHRIST OF
 17 LATTER-DAY SAINTS, a corporation;
 18 TEMPLE CORPORATION OF THE
 19 CHURCH OF JESUS CHRIST OF
 20 LATTER-DAY SAINTS, a corporation;
 21 MODESTO CALIFORNIA NORTH STAKE
 OF THE CHURCH OF JESUS CHRIST
 OF LATTER-DAY SAINTS, an entity of
 unknown form and DOE 4 to 100,

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 23 Inclusive,
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 25 Defendants.
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Case No. 2:24-cv-03488-DJC-CSK
 District Judge Daniel J. Calabretta
 Magistrate Judge Chi Soo Kim

**STIPULATION AND ORDER TO ENTER
 DISMISSAL OF PLAINTIFF'S FIFTH
 CAUSE OF ACTION AND TO STRIKE
 ATTORNEYS' FEES WITH PREJUDICE**

1 **STIPULATION**

2 Plaintiff Jane Roe AB 51 and Defendants The Church of Jesus Christ of Latter-day
3 Saints and Temple Corporation of The Church of Jesus Christ of Latter-day Saints (“Church
4 Defendants” and together with Plaintiff, the “Parties”) stipulate:

5 WHEREAS, Plaintiff commenced this action with the filing of a Complaint for Damages
6 (“Complaint”) on August 26, 2024, in the Superior Court of the State of California, County of
7 Stanislaus, alleging claims for negligence, negligent supervision of a minor, sexual abuse of a
8 minor, negligent hiring, supervision and retention, and breach of mandatory duty;

9 WHEREAS, on December 13, 2024, Defendant Doe 1 removed this case to the United
10 States District Court for the Eastern District of California; and

11 WHEREAS, on November 22, 2024, the Parties reached an agreement that Plaintiff will
12 (1) dismiss with prejudice the Complaint’s Fifth Cause of Action for Breach of Mandatory Duty
13 and (2) strike with prejudice the Complaint’s attorneys’ fees prayer (ECF No. 1-2 [Complaint,
14 Prayer] ¶ 2).

15 THEREFORE, the Parties respectfully request that the Court (1) dismiss with prejudice
16 the Complaint’s Fifth Cause of Action for Breach of Mandatory Duty and (2) strike with prejudice
17 the Complaint’s prayer for attorneys’ fees.

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19 **SO STIPULATED.**

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24 **[Signatures appear on following page.]**

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Dated: March 7, 2025

TRÉPANIER TAJIMA LLP

/s/ Lisa Dearden Trépanier

Lisa Dearden Trépanier

Gregory E. Eisner

Attorneys for Defendants The Church of Jesus
Christ of Latter-day Saints and Temple
Corporation of The Church of Jesus Christ of
Latter-day Saints

Dated: March 7, 2025

SLATER SLATER SCHULMAN LLP

/s/ Sarah Kissel Meier (as authorized on
February 27, 2025)

Michael W. Carney

Lauren A. Welling

Sarah Kissel Meier

Attorneys for Plaintiff

Jane Roe AB 51

1 **ORDER**

2 Based on the foregoing stipulation of the Parties, the Court ORDERS as follows:

- 3
- 4 1. The Complaint's Fifth Cause of Action for Breach of Mandatory Duty is
dismissed with prejudice; and
- 5 2. The Complaint's prayer for attorney's fees is stricken with prejudice.
- 6

7 IT IS SO ORDERED.

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9 Dated: March 10, 2025

/s/ Daniel J. Calabretta

10 THE HONORABLE DANIEL J. CALABRETTA
11 UNITED STATES DISTRICT JUDGE

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