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6 Attorneys for Defendants
CITY OF ANTIOCH; ANTIOCH POLICE DEPARTMENT;
7 JAMES HYDE; OFFICER JAMES VINCENT; OFFICER
LEROY BLOXSOM; OFFICER PFEIFFER; OFFICER M.
8 ZEPEDA; SERGEANT KEVIN ROGERS; OFFICER R.
SOLARI

10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA

13 DEARMAND E., a minor, by and through
DEARMAND ELLIS, JR., his father/legal
14 guardian; MICHAEL H., a minor, by and
through ONITA TUGGLES, his
15 mother/legal guardian; and NICHOLAS P.,
a minor, by and through BETTINA
16 LAWRENCE, his mother/legal guardian,

17 Plaintiffs,

18 vs.

19 CITY OF ANTIOCH; ANTIOCH POLICE
DEPARTMENT; JAMES HYDE, Chief of
20 Police, Antioch Police Department, in his
individual and official capacities;
21 OFFICER JAMES VINCENT (#3747);
OFFICER LEROY BLOXSOM (#2083);
22 OFFICER PFEIFFER (#3707); OFFICER
M. ZEPEDA (#4137); SERGEANT
23 KEVIN ROGERS (#2464); OFFICER R.
SOLARI (#2372), in their individual and
24 official capacities;

25 Defendants.

Case No. C08-01709 SI

**STIPULATION AND [PROPOSED]
ORDER DISMISSING ENTIRE ACTION
WITH PREJUDICE**

27 IT IS HEREBY STIPULATED AND AGREED by and between the parties to this action,
28 through their respective counsel of record that pursuant to Federal Rule of Civil Procedure

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1 41(a)(1), Plaintiffs hereby dismiss the entire action against the City of Antioch, the Antioch
2 Police Department, and the named individual City of Antioch Defendants, with prejudice, each
3 party to bear its own fees and costs.

4 IT IS SO STIPULATED.

6 Dated: January 25, 2010

McNAMARA, DODGE, NEY, BEATTY, SLATTERY,
PFALZER, BORGES & BROTHERS LLP

8 /s/ Noah Blechman
9 By: _____
10 James V. Fitzgerald, III
11 Noah G. Blechman
12 Attorneys for Defendants
13 CITY OF ANTIOCH; ANTIOCH POLICE
14 DEPARTMENT; JAMES HYDE; OFFICER JAMES
15 VINCENT; OFFICER LEROY BLOXSOM; OFFICER
16 PFEIFFER; OFFICER M. ZEPEDA; SERGEANT
17 KEVIN ROGERS; OFFICER R. SOLARI

14 Dated: January 25, 2010

14 By: /s/ Jivaka Candappa
15 _____
16 JIVAKA CANDAPPA, ESQ.
17 Attorney for Plaintiffs
18 DEARMAND E., MICHAEL H.,
19 and NICHOLAS P.

19 **ORDER**

20 PURSUANT TO THE FOREGOING STIPULATION, IT IS SO ORDERED.

22 Dated: _____, 2010

23 

25 HON. SUSAN ILLSTON
26 UNITED STATES DISTRICT COURT JUDGE