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10 Attorneys for Defendants
 11 JOSEPH R. MATEL, M.D.
 12 and RICHARD FLINDERS, M.D.

13 IN THE UNITED STATES DISTRICT COURT
 14 FOR THE NORTHERN DISTRICT OF CALIFORNIA

15 VALERIE GEORGE, as Administrator and
 16 personal Representative of THE ESTATE
 17 OF RYAN GEORGE; VALERIE GEORGE
 18 and TAJMAH BEAUCHAMP, as Legal
 19 Representatives for Jaida George and
 20 Ryan George, Jr.; VALERIE GEORGE,
 21 Individually; DONALD GEORGE; and
 22 TAJMAH BEAUCHAMP, Individually,

23 Plaintiffs,

24 vs.

25 SONOMA COUNTY SHERIFF'S
 26 DEPARTMENT; BILL COGBILL;
 27 COUNTY OF SONOMA; CALIFORNIA
 28 FORENSIC MEDICAL GROUP, INC.;
 JAMES LUDERS, M.D.; MICHAEL E.
 DAGEY, R.N.; SUTTER HEALTH;
 SUTTER MEDICAL CENTER OF SANTA
 ROSA; EDWARD W. HARD, M.D.;
 RICHARD FLINDERS, M.D.; JOSEPH N.
 MATEL, M.D.; NORWICK JANIAN, M.D.;
 and DOES 1 through 25, inclusive,

Defendants.

No. C-08-02675 EDL

**STIPULATION AND [PROPOSED]
 ORDER DROPPING DEFENDANTS
 RICHARD FLINDERS, M.D.'S AND
 JOSEPH MATEL, M.D.'S MOTION
 TO DISMISS WITH PREJUDICE**

Date: Tuesday, January 26, 2010
 Time: 2:00 p.m.
 Courtroom: E, 15th Floor
 Hon. Elizabeth D. Laporte

Third Amended Complaint Filed:
 February 24, 2009

Jury Trial Date: September 7, 2010

JURY TRIAL DEMANDED

Plaintiffs, by and through their attorneys of record, and defendants

Richard Flinders, M.D. and Joseph Matel, M.D., by and through their attorneys of

1 record hereby stipulate as follows:

2 1. Defendants Richard Flinders, M.D. and Joseph Matel, M.D. have filed a
3 motion to dismiss. The matter is currently set for hearing to take place on Tuesday,
4 January 26, 2010, at 2:00 p.m. before the Honorable Elizabeth D. Laporte.

5 2. Counsel for moving defendants has reviewed the plaintiffs' opposition to
6 the motion to dismiss. Based upon the authorities reviewed, counsel for moving
7 defendants have asked plaintiffs to stipulate that the motion should be dropped with
8 prejudice and without the need for a hearing on the merits of the motion.

9 3. The parties respectfully ask the Court for an Order dropping the motion
10 to dismiss with prejudice.

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HASSARD BONNINGTON LLP

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R. Wesley Pratt

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Attorneys for Defendants
JOSEPH R. MATEL, M.D. and RICHARD
17 FLINDERS, M.D.

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SANFORD WITTELS & HEISLER, LLP

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Steven L. Wittels

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Attorneys for Plaintiffs

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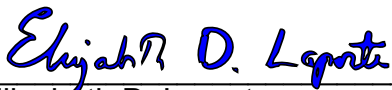
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ORDER

Defendants Richard Flinders, M.D. and Joseph Matel, M.D. have filed a motion to dismiss pursuant to Rule 12 of the Federal Rules of Civil Procedure. Plaintiffs and moving Defendants, by and through their respective attorneys of record, ask this Court to drop the motion from calendar with prejudice. The Court hereby accepts the stipulation and drops the matter with prejudice and without reaching the merits of the motion.

IT IS SO ORDERED.

Dated: January 13, 2010



Elizabeth D. Laporte
United States Magistrate Judge