

1 Leslie Holmes, Esq. (SBN: 192608)
lholmes@hoganlaw.com
2 Stephen Joseph Usoz, Esq. (SBN: 189095)
susoz@hoganlaw.com
3 Hogan Holmes & Usoz, LLP
333 W. Santa Clara Street, Suite 300
4 San Jose, CA 95113
Telephone: (408) 292-7600
5 Facsimile: (408) 292-7611

6 Attorneys for Plaintiff
7 AMANDA KERR

8 Tricia L. Hynes (SBN: 212550)
thynes@meyersnave.com
9 Jesse J. Lad (SBN: 229389)
jlad@meyersnave.com
10 MEYERS, NAVE, RIBACK, SILVER & WILSON
555 12th Street, Suite 1500
11 Oakland, California 94607
Telephone: (510) 808-2000
12 Facsimile: (510) 444-1108

13 Attorneys for Defendant
14 CITY OF SAN LEANDRO

15 Scott N. Kivel, (SBN: 154983)
Law Offices of Scott N. Kivel
scottkivel@kivellaw.com
16 200 Kentucky Street, Suite C
Petaluma, CA 94952
17 Telephone: (707) 762-5526
Facsimile: (707)762-5527

18 Attorneys for Defendant
19 DEWAYNE STANCILL

20 UNITED STATES DISTRICT COURT
21 NORTHERN DISTRICT OF CALIFORNIA

22 AMANDA KERR,

23 Plaintiff,

24 v.

25 CITY OF SAN LEANDRO, a public entity,
26 SAN LEANDRO POLICE DEPARTMENT, a
public entity, DEWAYNE STANCILL, an
27 individual, and DOES 1 through 100,
inclusive,

28 Defendants.

CASE NO. C09-00618

STIPULATION FOR DISMISSAL OF
ENTIRE ACTION WITH PREJUDICE;
~~PROPOSED~~ ORDER

1 Pursuant to Federal Rule of Civil Procedure 41(a)(1), Plaintiff AMANDA KERR ("Kerr"),
2 Defendant CITY OF SAN LEANDRO and Defendant DEWAYNE STANCILL (collectively referred to
3 herein as "all Defendants") by and through their counsel of record, respectfully submit the present
4 Stipulation dismissing Kerr's Complaint in Case No. C09-00618. The parties further agree that Kerr
5 and all Defendants shall bear their own costs associated with the maintenance and defense of Case No.
6 C09-00618 and all actions.

7 THEREFORE, THE PARTIES HEREBY STIPULATE AND AGREE AS FOLLOWS:

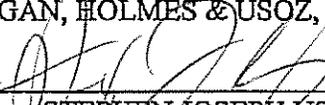
8 1. Dismissal with prejudice. Plaintiff AMANDA KERR dismisses with prejudice her
9 Complaint in Case No. C09-00618 captioned "Amanda Kerr v. CITY OF SAN LEANDRO, a public
10 entity, SAN LEANDRO POLICE DEPARTMENT, a public entity, DEWAYNE STANCILL, an
11 individual, and DOES 1 through 100, inclusive" presently pending before this Court.

12 2. Costs. Kerr and all Defendants shall bear their own costs and fees incurred in the
13 prosecution and defense of Case No. C09-00618. In no event shall any party to Case No. C09-00618 be
14 entitled to recover from or be required to pay to any adverse party fees, costs, or any other remuneration
15 emanating out of this action as a result of the instigation, prosecution, defense or dismissal with
16 prejudice of Case No. C09-00618.

17 **IT IS SO STIPULATED**

18 Dated: January 26, 2010

HOGAN, HOLMES & USOZ, LLP

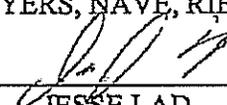
19 By: 

20 STEPHEN JOSEPH USOZ

Attorneys for Plaintiff AMANDA KERR

21 Dated: January 21, 2010

22 MEYERS, NAVE, RIBACK, SILVER & WILSON

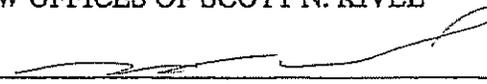
23 By: 

24 JESSE LAD

Attorneys for Defendant CITY OF SAN LEANDRO

25 Dated: January 25, 2010

LAW OFFICES OF SCOTT N. KIVEL

26 By: 

27 SCOTT N. KIVEL

Attorneys for Defendant DEWAYNE STANCILL

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ORDER

Pursuant to the parties' Stipulation, Plaintiff's Complaint on file herein is hereby dismissed, with prejudice, each side to bear its own costs/fees. The Clerk of the Court is hereby directed to close the file.

IT IS SO ORDERED

Dated: January 29, 2010

JUDGE CHARLES R. BREYER
UNITED STATES DISTRICT COURT



Stipulation and Order for Dismissal -- Kerr.DOC