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Attorneys for Defendants
City of Concord and Mike Kindorf

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

TROY WHITE,

Plaintiff,

vs.

CITY OF CONCORD, MIKE KINDORF,
and DOES 1 through 50,,

Defendants.

Case No. C10-2237 MMC

**STIPULATION AND ~~PROPOSED~~
ORDER FOR DISMISSAL OF SEVERAL
CLAIMS FROM PLAINTIFF'S FIRST
AMENDED COMPLAINT, WITH
PREJUDICE, PER FRCP 41(A)(1)**

McNAMARA, NEY, BEATTY, SLATTERY, BORGES & BROTHERS LLP
ATTORNEYS AT LAW
P.O. BOX 5288, WALNUT CREEK, CA 94596
TELEPHONE: (925) 939-5330

IT IS HEREBY STIPULATED AND AGREED by and between the parties to this action, through their respective counsel of record, and approved by the Court in the accompanying Order, that pursuant to Federal Rule of Civil Procedure 41(a)(1), Plaintiff TROY WHITE hereby dismisses the following claims pled in the First Amended Complaint in this action, with prejudice, with each party to bear their own fees and costs with regard to these dismissed claims:

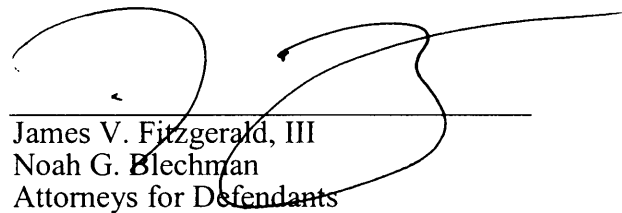
1. Any and all claims for a violation of the Fifth Amendment, as alleged in the First Cause of Action;
2. Any and all claims for a violation of the Ninth Amendment, as alleged in the First Cause of Action;
3. Any and all claims for a violation of the Fourteenth Amendment (Equal Protection Clause), as alleged in the First Cause of Action.

IT IS SO STIPULATED.

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Dated: October 4, 2010

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

By: 
James V. Fitzgerald, III
Noah G. Blechman
Attorneys for Defendants
City of Concord and Mike Kindorf

Dated: October ____, 2010

LAW OFFICES OF EDWARD C. CASEY, JR.

By: See Attached
Edward C. Casey, Jr.
Attorney for Plaintiff Troy White

PURSUANT TO THE FOREGOING STIPULATION, IT IS SO ORDERED.

Dated: _____, 2010

Hon. Maxine M. Chesney
United States District Court Judge

McNAMARA, NEY, BEATTY, SLATTERY, BORGES & BROTHERS LLP
ATTORNEYS AT LAW
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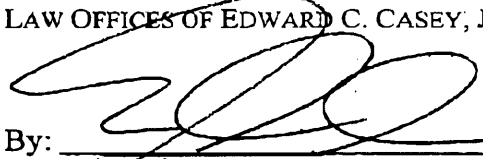
Dated: October __, 2010

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

By: _____
James V. Fitzgerald, III
Noah G. Blechman
Attorneys for Defendants
City of Concord and Mike Kindorf

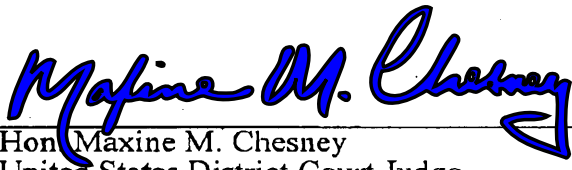
Dated: October 4, 2010

LAW OFFICES OF EDWARD C. CASEY, JR.

By: 
Edward C. Casey, Jr.
Attorney for Plaintiff Troy White

PURSUANT TO THE FOREGOING STIPULATION, IT IS SO ORDERED.

Dated: October 6, 2010


Hon Maxine M. Chesney
United States District Court Judge