1 2 3 4 5 6 7 8 9 10	DENNIS J. HERRERA, State Bar #139669 City Attorney JOANNE HOEPER, State Bar #114961 Chief Trial Attorney KIMBERLY A. BLISS, State Bar #207857 Deputy City Attorney DUNCAN CARLING, State Bar #262387 Deputy City Attorney Fox Plaza 1390 Market Street, 6 th Floor San Francisco, California 94102-5408 Telephone: (415) 554-3861 (Bliss) Telephone: (415) 554-4238 (Carling) Facsimile: (415) 554-4238 (Carling) Facsimile: (415) 554-3837 E-Mail: kimberly.bliss@sfgov.org E-Mail: duncan.carling@sfgov.org Attorneys for Defendants CITY AND COUNTY OF SAN FRANCISCO, HEATHER FONG, JOHN BURKE, DAN MCE MATHEW NEVES, OFFICER HINDS AND M	
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12 13	UNITED STATES DISTRICT COURT	
14	NORTHERN DISTRICT OF CALIFORNIA	
15	ELICIA R. HOLLAND,	Case No. CV10-2603 TEH
16	Plaintiff,	STIPULATION AND [PROPOSED] ORDER
 17 18 19 20 21 22 23 24 25 26 27 28 	vs. CITY OF SAN FRANCISCO; COUNTY OF SAN FRANCISCO; CHIEF OF SAN FRANCISCO POLICE HEATHER FONG; SFPD OFFICER JOHN BURKE; SFPD OFFICER DAN MCDONAGH; SFPD OFFICER MATHEW NEVES; SFPD OFFICER HINDS; SAN FRANCISCO COUNTY SHERIFF MICHAEL HENNESSEY, AND DOES 1 through 100, inclusive, Defendants.	REGARDING: 1) PLAINTIFF'S FILING OF A FIRST AMENDED COMPLAINT; AND 2) DISMISSAL OF DEFENDANT SFPD OFFICER JOSHUA HINDS
20	Stipulation and Order Re Dismissal of Hinds and Filing	1 n:\lit\li2012\110115\00770869.doc
	of Amended Complaint; Case No. CV10-2603 TEH	Dockets.Ju

1	TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:		
2	GOOD CAUSE APPEARING, the parties stipulate, though their attorneys of record, to the		
3	entry of an order as follows:		
4	1. The operative Complaint in this case was filed on June 14, 2010. It alleges fifteen		
5	causes of action and names as defendants the City and County of San Francisco; Chief of San		
6	Francisco Police Heather Fong; SFPD Officer John Burke; SFPD Officer Dan McDonagh; SFPD		
7	Officer Mathew Neves; SFPD Officer Hinds; San Francisco Sheriff Michael Hennessy and Does 1-50		
8	and 51-100.		
9	2. The Plaintiff dismisses all claims against Joshua Hinds in exchange for defendant		
10	Hinds, and the City and County of San Francisco on behalf of Hinds, waiving recovery of costs and		
11	fees incurred in connection with the defense of this lawsuit on behalf of defendant Hinds.		
12	3. Plaintiff may file an Amended Complaint in the form attached hereto as Exhibit A. The		
13	First Amended Complaint makes the following changes:		
14	(a) substitutes SFPD Officer Philip Papale for Doe 1;		
15	(b) substitutes SFSD Deputy Barnes for Doe 51;		
16	(c) pursuant to the Court's order dismissing such claims, removes defendants City and		
17	County of San Francisco and Sheriff Hennessy from the strip search claims in		
18	causes of action 8-15; and,		
19	(d) removes all references to defendant Hinds from the complaint pursuant to this		
20	stipulation that he be dismissed.		
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	Stipulation and Order Re Dismissal of Hinds and Filing of Amended Complaint; Case No. CV10-2603 TEH		

1	4. The Court's approval of this Stipulation and Order will moot Plaintiff's pending Motio	
2	to Amend the complaint, which is set for hearing on June 4, 2012 at 10:00 a.m.	
3		
4	IT IS SO STIPULATED.	
5	DENNIS J. HERRERA	
6	City Attorney JOANNE HOEPER	
7	Chief Trial Deputy KIMBERLY A. BLISS	
8	DUNCAN CARLING Deputy City Attorneys	
9		
10	By: <u>/s/ Kimberly A. Bliss</u> Kimberly A. Bliss	
11	Attorneys for Defendant CITY AND COUNTY OF SAN FRANCISCO	
12	LAW OFFICES OF GERI LYNN GREEN, LC	
13	EAW OFFICES OF GERTETINN GREEN, LC	
14	By: <u>/s/ Geri Lynn Green</u> GERI LYNN GREEN	
15	Attorneys for Plaintiff ELECIA HOLLAND	
16	*Pursuant to GO 45, the electronic signatory has obtained approval from this signatory.	
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20	Stipulation and Order Re Dismissal of Hinds and Filing 3 n:\lit\li2012\110115\00770869.doc	

1		<u>ORDER</u>	
2	Based on the foregoing stipulation and good cause appearing, IT IS SO ORDERED.		
3		TES DISTRICA	
4		5 ⁵¹ ^{All}	
5	Dated:		
6		FILLE HERDERSON	
7		Z Judge Thelton E. Henderson	
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9		PERN DISTRICT OF CIT	
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	Stipulation and Order Re Dismissal of Hinds and Filing of Amended Complaint; Case No. CV10-2603 TEH	4 n:\lit\li2012\110115\00770869.doc	