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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

NICK MAKREAS,

Plaintiff,

v.

FIRST NATIONAL BANK OF NORTHERN
CALIFORNIA, a business entity; T.D.
SERVICE COMPANY, form unknown;

KATHY CASTOR,, an individual; RANDY

BRUGONI, an individual; COUNTY OF SAN

MATEO; SAN MATEO COUNTY

SHERIFF'S OFFICE; SAN MATEO

COUNTY SHERIFF GREG MUNKS, in his

individual and official capacity; SAN MATEO

COUNTY SHERIFF'S DEPUTY STEPHEN

DUVALL; SAN MATEO COUNTY

SHERIFF'S DEPUTY HOSS, in his individual

and official capacity; SAN MATEO COUNTY

SHERIFF'S DEPUTY VALENICA, in his

individual and official capacity; Employees 1

through 25 inclusive; and DOES 26-50;

Defendants.

) Case No: CV11-02234-JSW

) STIPULATION TO DISMISS

) DEFENDANTS COUNTY OF SAN

) MATEO; SAN MATEO COUNTY

) SHERIFF'S OFFICE; SAN MATEO

) COUNTY SHERIFF GREG MUNKS; SAN

) MATEO COUNTY SHERIFF'S DEPUTY

) STEPHEN DUVALL; SAN MATEO

) COUNTY SHERIFF'S DEPUTY HOSS;

) and SAN MATEO COUNTY SHERIFF'S

) DEPUTY VALENICA WITHOUT

) PREJUDICE AND [~~PROPOSED~~] ORDER

) THEREON

1 IT IS HEREBY STIPULATED BY AND BETWEEN THE PARTIES HEREO THROUGH
2 THEIR UNDERSIGNED COUNSEL:

- 3 1. The above-entitled action shall be dismissed without prejudice against defendants
4 County of San Mateo; San Mateo County Sheriff's Office; San Mateo County
5 Sheriff Greg Munks; San Mateo County Sheriff's Deputy Stephen Duvall; San
6 Mateo County Sheriff's Deputy Hoss; and San Mateo County Sheriff's Deputy
7 Valencia pursuant to Federal Rule of Civil Procedure 41.
- 8 2. Plaintiff and defendants County of San Mateo; San Mateo County Sheriff's
9 Office; San Mateo County Sheriff Greg Munks; San Mateo County Sheriff's
10 Deputy Stephen Duvall; San Mateo County Sheriff's Deputy Hoss; and San
11 Mateo County Sheriff's Deputy Valencia will bear their own costs and fees.

12 IT IS FURTHER STIPULATED THAT:

13 Any statute of limitations governing any claim against defendants County of San Mateo;
14 San Mateo County Sheriff's Office; San Mateo County Sheriff Greg Munks; San Mateo County
15 Sheriff's Deputy Stephen Duvall; San Mateo County Sheriff's Deputy Hoss; and San Mateo
16 County Sheriff's Deputy Valencia is tolled from the date this action was filed, May 6, 2011, and
17 ending 6 months after the date of the filing of this stipulation.

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19 Dated: September 27, 2011

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21 /s/ Nelson W. Goodell
22 NELSON W. GOODELL
23 The Goodell Law Firm
24 Attorney for Plaintiff, Nick Makreas

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27
28 Dated: September 28, 2011



EUGENE WHITLOCK
San Mateo County Counsel's Office

1 Attorney for Defendants, County of San Mateo;
2 San Mateo County Sheriff's Office; San Mateo
3 County Sheriff Greg Munks; and San Mateo
4 County Sheriff's Deputy Stephen Duvall; San
5 Mateo County Sheriff's Deputy Stephen Valencia

6 **ORDER**

7 IT IS HEREBY ORDERED THAT the above-entitled action shall be dismissed without
8 prejudice against defendants County of San Mateo; San Mateo County Sheriff's Office; San
9 Mateo County Sheriff Greg Munks; San Mateo County Sheriff's Deputy Stephen Duvall; San
10 Mateo County Sheriff's Deputy Hoss; and San Mateo County Sheriff's Deputy Valencia
11 pursuant to Federal Rule of Civil Procedure 41.

12 Plaintiff and defendants County of San Mateo; San Mateo County Sheriff's Office; San
13 Mateo County Sheriff Greg Munks; San Mateo County Sheriff's Deputy Stephen Duvall; San
14 Mateo County Sheriff's Deputy Hoss; and San Mateo County Sheriff's Deputy Valencia will
15 bear their own costs and fees.

16 Any statute of limitations governing any claim against defendants County of San Mateo;
17 San Mateo County Sheriff's Office; San Mateo County Sheriff Greg Munks; San Mateo County
18 Sheriff's Deputy Stephen Duvall; San Mateo County Sheriff's Deputy Hoss; and San Mateo
19 County Sheriff's Deputy Valencia is tolled from the date this action was filed, May 6, 2011, and
20 ending 6 months after the date of the filing of this stipulation.
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22 Dated: September 29, 2011

23 
24 THE HON. JEFFREY S. WHITE
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