

1 SHARON L. ANDERSON (SBN 94814)
 County Counsel
 2 JANICE AMENTA (SBN 161260)
 Deputy County Counsel
 3 COUNTY OF CONTRA COSTA
 651 Pine Street, Ninth Floor
 4 Martinez, California 94553
 Telephone: (925) 335-1800
 5 Facsimile: (925) 335-1866
 Electronic Mail: janice.amenta@cc.cccounty.us

6 Attorneys for Defendant
 7 EAST CONTRA COSTA FIRE
 PROTECTION DISTRICT
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9 UNITED STATES DISTRICT COURT
 10 NORTHERN DISTRICT OF CALIFORNIA

11 MIKE TAYLOR,
 12 Plaintiff,

13 v.

14 EAST CONTRA COSTA FIRE
 15 PROTECTION DISTRICT, and DOES 1
 through 50, inclusive,
 16 Defendant.

No. C11-2598 EDL

[PROPOSED] ORDER GRANTING
 DEFENDANT'S MOTION TO DISMISS

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 18 The Court has considered the papers and records filed in connection with defendant
 19 East Contra Costa Fire Protection District's motion to dismiss plaintiff's complaint pursuant to
 20 Federal Rules of Civil Procedure 12(b)(6). ~~The Court finds that plaintiff's complaint is barred~~
 21 ~~for failure to state a claim upon which relief can be granted because he did not meet the~~
 22 ~~mandatory requirements of the Tort Claims Act. On July 7, 2011, plaintiff filed a notice of non-~~
 23 ~~opposition to defendant's motion to dismiss.~~

24 GOOD CAUSE APPEARING THEREFOR, IT IS HEREBY ORDERED that the
 25 Motion to Dismiss the Third Cause of Action of plaintiff's complaint filed by defendant is
 26 GRANTED without leave to amend and that plaintiff's Third Cause of Action is dismissed
 27 with prejudice.

28 DATED: July 15, 2011

JUDGE ELIZABETH D. LAPORTE
 District Court Judge

