

1 CHRISTOPHER E. PLATTEN - 111971
 CAROL L. KOENIG - 162037
 2 WYLIE, McBRIDE, PLATTEN & RENNER
 2125 Canoas Garden Avenue, Suite 120
 3 San Jose, California 95125
 Telephone: (408) 979-2920
 4 Facsimile: (408) 979-2934
 ckoenig@wmpirlaw.com

5 Attorneys for Plaintiffs

6
 7 LORI E. PEGG, Acting County Counsel, SBN 129073
 CHERYL A. STEVENS, Deputy County Counsel, SBN 146397
 8 NANCY CLARK, Deputy County Counsel, SBN 157839
 OFFICE OF THE COUNTY COUNSEL
 9 70 West Hedding Street East Wing Ninth Floor
 San Jose, CA 95110-1770
 10 Telephone: (408) 299-5900
 Facsimile: (408) 292-7240

11 Attorney for Defendant

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 14 **UNITED STATES DISTRICT COURT**
NORTHERN DISTRICT OF CALIFORNIA

15
 16 DARYL DAVIS, EDWARD GALETTI, and
 JAMES JONES

17 Plaintiffs,

18 vs.

19 COUNTY OF SANTA CLARA,

20 Defendant.

Case No. CV-12-02559 JSW

**STIPULATION TO FILE AMENDED
 COMPLAINT AND ~~[PROPOSED]~~ ORDER**

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 22
 23 It is hereby stipulated by and between the parties hereto through their respective
 24 attorneys of record that plaintiff may file an amended complaint, a copy of which is
 25 attached hereto.

26 It is further stipulated that the defendant waives notice and service of the amended
 27 complaint and shall not be required to answer the amendment, and that all denials,
 28 responses and affirmative defenses contained in the answer filed by defendant to the

1 original complaint shall be responsive to the amended complaint.

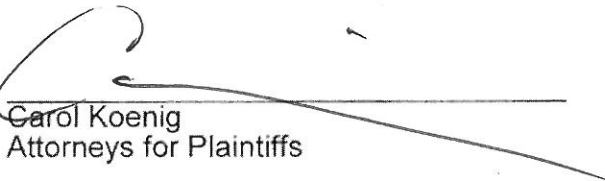
2 Dated: October 9, 2012

WYLIE, McBRIDE, PLATTEN & RENNER

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By:


Carol Koenig
Attorneys for Plaintiffs

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Dated: October 8, 2012

SANTA CLARA COUNTY COUNSEL

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By:


Nancy Clark
Attorney for Defendant

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ORDER

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12 IT IS HEREBY ORDERED that Plaintiff may file an Amended Complaint.


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14 IT IS FURTHERED ORDERED that defendant waives notice and service of the
15 amended complaint and shall not be required to answer the amendment, and that all
16 denials, responses and affirmative defenses contained in the answer filed by defendant to
17 the original complaint shall be responsive to the amended complaint.

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Dated: October 10, 2012


Jeffrey S. White

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I:\0078\72191\pnd\stip to file first amended complaint.doc

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