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5 Attorney for Plaintiff,
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7
 8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA

10 MICHAEL JILES,

11 Plaintiff,

12 v.

13 CITY OF PITTSBURG; AARON L. BAKER,
 individually and in his Official Capacity as
 14 CHIEF OF POLICE OF THE CITY OF
 PITTSBURG POLICE DEPARTMENT;
 15 CITY OF PITTSBURG POLICE DEPARTMENT;
 NICHOLAS PAT BOCCIO (BADGE # 303),
 16 individually and in his capacity as a Peace Officer
 for the City of Pittsburg; PHILIP GALER
 17 (BADGE # 248), individually and in his capacity as
 a Peace Officer for the City of Pittsburg;
 18 BRIAN MATTHEWS (BADGE # 283), individually
 and in his capacity as a Peace Officer for the
 19 City of Pittsburg; RYAN RUFF (BADGE # 301),
 individually and in his capacity as a Peace Officer
 20 for the City of Pittsburg; A. BORDENKIRCHER
 (BADGE #308), individually and in his capacity as a
 21 Peace Officer for the City of Pittsburg;
 and DOES 1-200,
 22

23 Defendants.

) Case No.: C12-03795 MEJ

) STIPULATION [AND ORDER]
) PERMITTING THE DISMISSAL,
) WITHOUT PREJUDICE, OF
) DEFENDANT RYAN RUFF

24 The parties hereby stipulate, by and through their counsel, that Plaintiff may dismiss,
 25 without prejudice, Defendant RYAN RUFF.

26 The parties further stipulate that Defendant PITTSBURG POLICE DEPT. shall make
 27 reasonable efforts to produce RYAN RUFF at the time of trial without the need for a Subpoena
 28 or related subpoena fee(s) at the request of Plaintiff's counsel. Either side may call RYAN

1 RUFF as a witness at trial.

2 **IT IS SO STIPULATED**

4 Dated: May 21, 2013 LAW OFFICES OF PANOS LAGOS

6 /s/PANOS LAGOS
Panos Lagos, Esq.
Attorney for Plaintiff,
MICHAEL JILES

9 Dated: May 21, 2013 EDRINGTON, SCHIRMER & MURPHY LLP

11 /s/OWEN T. ROONEY
Peter P. Edrington, Esq.
Owen T. Rooney, Esq.
Attorneys for Defendants,
CITY OF PITTSBURG, et al.

15 **ORDER**

16 Based on the above Stipulation, and good cause appearing,
17 IT IS ORDERED that Defendant RYAN RUFF is hereby dismissed without prejudice.
18 Defendant PITTSBURG POLICE DEPT. shall make reasonable efforts to produce
19 RYAN RUFF at the time of trial. Either side may call RYAN RUFF as a witness at trial without
20 the need for a Subpoena or related subpoena fee(s) at the request of Plaintiff's counsel.

22 Dated: May 22, 2013

23 HON. MARIA-ELENA JAMES
UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
JUDGE
