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5 Attorney(s) for the Defendants County of Marin,
 Sheriff Robert T. Doyle, Deputy Rachel Hammer
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 8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA

10 LYNNETTE FRARY, Individually and as
 Administrator of the Estate of Anthony Brandon
 Carmignani, Deceased, JAMIE BALL, as Natural
 11 Guardian of Amaya Carmignani, a minor, and
 HEATHER HOWARD,
 12
 13 Plaintiff,

Case No.: CV-12-3928 MEJ

STIPULATION AND ORDER RE
 AMENDMENT TO FIRST AMENDED
 COMPLAINT

14 v.

15 COUNTY OF MARIN; CITY OF NOVATO;
 SHERIFF ROBERT T. DOYLE, CHIEF JOSEPH
 16 KREINS, DEPUTY RACHEL HAMMER,
 17 OFFICER THOMAS MACKENZIE, OFFICER
 MICHAEL DUNN, OFFICER STEPHANIE
 18 COMMISTO, and DOES 1 to 50, inclusive,
 19 Defendants.

20 **STIPULATION**

21 IT IS HEREBY STIPULATED, by and between the parties hereto, by and between their
 22 attorneys of record, as follows:

23 WHEREAS, plaintiffs inadvertently and unintentionally included DEPUTY RACHEL
 24 HAMMER as a defendant in Count Six of the First Amended Complaint (Survival Damages Based
 25 on Negligence),

26 IT IS HEREBY STIPULATED as follows: The First Amended Complaint may and should
 27 be amended to delete the reference to defendant DEPUTY RACHEL HAMMER in Count Six. The
 28 allegations of the First Amended Complaint may and should otherwise remain as filed on January

1 17, 2013. Defendants' pleadings or other response to the First Amended Complaint may and should
2 remain due on the dates previously stipulated by the parties; this Stipulation and Order should not
3 alter or affect those deadlines.

4 Dated: February 6, 2013

STEVEN M. WOODSIDE,
INTERIM COUNTY COUNSEL

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6
7 By: /s/ _____
Steven M. Perl, Deputy
Attorneys for County Defendants

8
9 Dated: February 6, 2013

BRENT, FIOL & NOLAN, LLP

10 By: /s/ _____
11 David L. Fiol
12 Attorneys for Plaintiffs Lynette Frary and Jamie
Ball

13 Dated: February 6, 2013

BONNER & BONNER

14 By: /s/ _____
15 A. Cabral Bonner
16 Attorneys for Plaintiff Heather Howard

17 Dated: February 6, 2013

BERTRAND, FOX & ELLIOT

18
19 By: /s/ _____
20 Thomas F. Bertrand
Richard W. Osman
21 Attorneys for Novato Defendants

22 **ORDER**

23 IT IS SO ORDERED. The reference to defendant DEPUTY RACHEL HAMMER in Count
24 Six of the First Amended Complaint is hereby deemed deleted. All other allegations of the First
25 Amended Complaint shall remain as filed on January 17, 2013. This Order shall not affect or alter
26 any deadlines in place for the filing of any defendant's pleading or other response to the First
27 Amended Complaint.

28 Dated: February 8, 2013

