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6 Attorneys for Defendants  
 7 CITY OF HAYWARD, D. URBAN, R. GONZALES, & D. BEYER

8 UNITED STATES DISTRICT COURT  
 9 NORTHER DISTRICT OF CALIFORNIA (SAN FRANCISCO DIVISION)

11 SANDRA OLIVEIRA,  
 12 Plaintiff,  
 13 v.  
 14 CITY OF HAYWARD et al,  
 15 Defendants.

CASE NO.: C13-1664 MEJ ADR

*[Assigned for All Purposes to  
 Hon. Maria-Elena James, Courtroom B(15<sup>th</sup>  
 flr.)]*

~~PROPOSED~~ ORDER GRANTING THE  
 DEFENDANTS' MOTION TO STRIKE  
 PORTIONS OF PLAINTIFF'S COMPLAINT  
 (Fed. R. Civ. P. 12(f))

*[Concurrently filed with Motion to Strike and  
 Declaration of Joseph E. Brick]*

HEARING DATE: July 11, 2013  
 TIME: 10:00 am  
 DEPT: United States District  
 Court, S.F. Division  
 Courtroom B, 15th flr.

COMPLAINT FILED: April 11, 2013  
 TRIAL DATE: None Set.

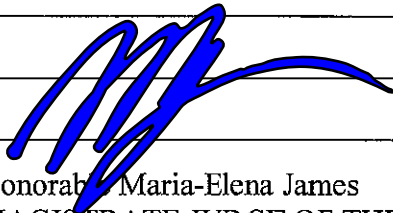
26 THE COURT, having reviewed and considered the Complaint, moving and opposing  
 27 papers, and the argument of counsel, hereby rules on the Motion to Strike submitted by  
 28 Defendants CITY OF HAYWARD and DIANE URBAN as follows:

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1. The allegations asserted against DIANE URBAN in the Complaint are hereby struck;
2. DIANE URBAN is hereby dismissed from this action with prejudice;
3. To the extent that the allegations contained in the Complaint, and in the Prayer at ¶ 3 seek punitive damages as against the CITY and URBAN, they are hereby struck as against the moving defendants.

**THE COURT FURTHER ORDERS:**

Dated: June 4, 2013



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Honorable Maria-Elena James  
MAGISTRATE JUDGE OF THE  
UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA