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 ATTORNEYS FOR DEFENDANT
 6 B.S., A MINOR

7
 8 UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

9
 10 Marcus Hurt, Carly Magnus and Creighton
 Hurt,

Case No. CV15-5223 JCS

11 Plaintiffs,

**PETITION AND ~~PROPOSED~~ ORDER
 TO APPOINT KATHRYN MIGNANI AS
 TEMPORARY GUARDIAN AT LITEM
 FOR MINOR B.S.
 [Fed. R. Civ. Pro. 17(b), (c); CCP §§372,
 373]**

12 v.

13 Contra Costa County Sergeant David
 Adams, Contra Costa County Sheriff's
 14 Deputies A. Coniglio, Thomas Herderson,
 Jeff Jackson, J. Kirkham, David Londono,
 15 Tyler Nelson, Katie Rhoë, A. Rossi and
 Travis Wrangham, Lafayette Police Sergeant
 16 D. Nugent, Lafayette Police Officers Brad
 Imhoff and B. Parker, San Ramon Police
 17 Officer Fnu Bruce, B.D., a minor, N.M., a
 minor, and B.S., a minor, and Does 1-100,

18 Defendants.

19
 20 Defendant, minor B.S., hereby applies for appointment of a guardian ad litem as
 21 follows:

- 22 1. Petitioner, B.S., is a minor child, age 17.
- 23 2. Kathryn Mignani is the natural biological mother of minor B.S.
- 24 3. Minor B.S. has been named as Defendant in the above entitled litigation.
- 25 4. Defendant B.S. has no guardian of his estate and no previous applications for
- 26 Guardian ad Litem in this matter.
- 27 5. Kathryn Mignani currently residents in Contra Costa County within the

28 PETITION AND ORDER TO APPOINT TEMPORARY AS GUARDIAN AT LITEM FOR MINOR B.S.

1 jurisdictional limits of this court.


2 6. Kathryn Mignani is willing to serve as the Guardian ad Litem for the minor
3 Defendant until he reaches adult age. Kathryn Mignani is fully competent to understand and
4 protect the rights of the minor Defendant until he reaches adult age and has no interest
5 adverse to Defendant during that time.

6 7. Attached as Exhibit 1 to this Petition is the Declaration of Kathryn Mignani
7 confirming her intent and capacity to serve as Guardian ad Litem.

8 8. Wherefore, B.S. moves this Court for an order appointing Kathryn Mignani as
9 his temporary guardian ad litem for the purpose of defending these legal claims on his behalf
10 until he reaches adult age.

11 DATED: April 18, 2016

CARBONE, SMOKE, SMITH, BENT & LEONARD

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14 _____
15 Matthew D. Barnette
16 Mark Carbone
17 Attorneys for Defendant B.S., a Minor

18 Consent of Nominee

19 I, Kathryn Mignani, the nominee of Defendant, B.S. consent to act as guardian ad litem
20 for the minor in the above action.


21 DATED: April 18, 2016

22 
23 _____
24 Kathryn Mignani

25 ORDER

26 The petition for an order appointing Kathryn Mignani as Guardian Ad Litem, for
27 Defendant B.S., until the minor reaches adult age, specifically May 20, 2016, is GRANTED

28 DATED: April ²⁷~~18~~, 2016

UNITED STATES DISTRICT COURT

JUDGE
UNITED STATES DISTRICT COURT JUDGE