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12 Attorney for Defendants
 13 CITY OF NAPA and THOMAS KEENER

14 UNITED STATES DISTRICT COURT
 15 NORTHERN DISTRICT OF CALIFORNIA

16 JANET JIMENEZ, individually and as
 successor-in-interest to Decedent JAIME
 17 JIMENEZ,

18 Plaintiff,

19 v.

20 CITY OF NAPA, a municipal corporation;
 21 JOHN CORRIGAN, individually and in his
 22 capacity as a Sergeant for the Napa Police
 Department; THOMAS KEENER, individually
 23 and in his capacity as an officer for the Napa
 Police Department; ADAM DAVIS,
 24 individually and in his capacity as an officer for
 the Napa Police Department; CURTIS
 25 MADRIGAL, individually and in his capacity
 26 as an officer for the Napa Police Department
 and DOES 1-50, inclusive,

27 Defendants.
 28

Case No. 17-cv-01352-EMC

**STIPULATION AND [PROPOSED] ORDER FOR
 DISMISSAL WITH PREJUDICE AS TO THE
 MONELL CLAIM AGAINST DEFENDANT CITY
 OF NAPA AND DOES 26-50 AND TO EXTEND
 TIME FOR DEFENDANTS TO FILE AN
 ANSWER TO THE FIRST AMENDED
 COMPLAINT**

Hon. Edward M. Chen

1 IT IS HEREBY STIPULATED by the plaintiff JANET JIMENEZ, individually and as successor-
2 in-interest to Decedent JAIME JIMENEZ, and defendants CITY OF NAPA and THOMAS KEENER,
3 through their respective undersigned counsel, that the third cause of action for *Monell* claim under 42
4 U.S.C. § 1983 against defendants CITY OF NAPA and DOES 26-50 in plaintiff's First Amended
5 Complaint is dismissed with prejudice, each side to bear its/his/her own fees and costs, pursuant to FRCP
6 41(a)(1)(A)(ii).

7 The parties further stipulate that the time for defendants CITY OF NAPA and THOMAS
8 KEENER to file its responsive pleading, which is currently due on August 4, 2017, shall be extended 14
9 days. The parties agree and stipulate that defendants' responsive pleading will now be August 18, 2017.
10

11 Dated: August 1, 2017

LAW OFFICES OF JOHN BURRIS

12
13 By: /s/ Ben Nisenbaum
14 John Burris
15 Ben Nisenbaum
16 James Cook
17 Attorneys for Plaintiff
18 JANET JIMENEZ

19 Dated: August 1, 2017

BERTRAND, FOX, ELLIOT, OSMAN & WENZEL

20 By: /s/ Joanne Tran
21 Gregory M. Fox
22 Joanne Tran
23 Attorney for Defendants
24 CITY OF NAPA and THOMAS KEENER
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1 **ATTORNEY ATTESTATION**

2 I, Joanne Tran, am the ECF user whose identification and password are being used to file the
3 foregoing documents. Pursuant to Civil Local Rule 5.1(i), I hereby attest that concurrence in the filing of
4 these documents has been obtained from each of its Signatories.

5 Dated: August 1, 2017

6 /s/ Joanne Tran
Joanne Tran

7 **ORDER**

8 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

9
10 DATED: 8/8/2017

11 Hon. Edward M. Chen
12 United States District Judge

