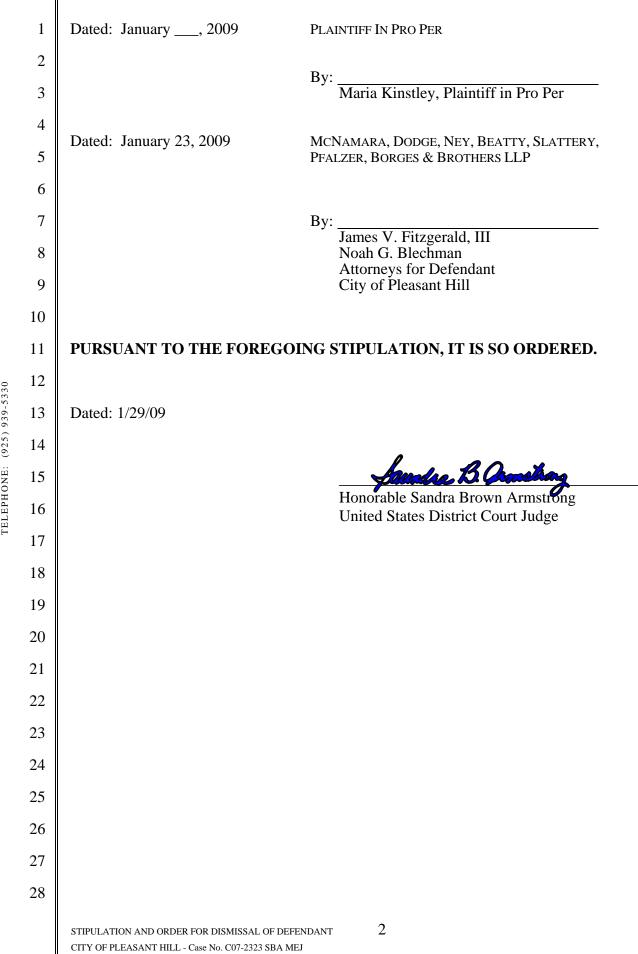
1 2 3 4 5	JAMES V. FITZGERALD, III (State Bar No. 55632) NOAH G. BLECHMAN (State Bar No. 197167) MCNAMARA, DODGE, NEY, BEATTY, SLATTERY, PFALZER, BORGES & BROTHERS LLP 1211 Newell Avenue Post Office Box 5288 Walnut Creek, CA 94596 Telephone: (925) 939-5330 Facsimile: (925) 939-0203		
6 7	Attorneys for Defendant City of Pleasant Hill		
8	UNITED STATES DISTRICT COURT		
9	NORTHERN DISTRICT OF CALIFORNIA		
10			
11	MARIA LEE KINSTLEY	Case No. C07-2323 SBA MEJ	
12	Plaintiff,	STIPULATION AND ORDER FOR	
13	vs.	DISMISSAL OF DEFENDANT CITY OF PLEASANT HILL, <u>WITH PREJUDICE,</u> PER FRCP 41(A)(1)	
14	CITY AND COUNTY OF SAN FRANCISCO, CITY OF PLEASANT	$\frac{\mathbf{I} \mathbf{E} \mathbf{K} \mathbf{F} \mathbf{K} \mathbf{C} \mathbf{I} + \mathbf{I} (\mathbf{A}) (\mathbf{I})}{\mathbf{I} \mathbf{I} \mathbf{I} \mathbf{I} \mathbf{I} \mathbf{I} \mathbf{I} I$	
15	HILL, DIANNE KENNEY,	Trial Date: September 14, 2009	
16	Defendants.		
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18	IT IS HEREBY STIPULATED AND AGREED by and between the parties to this action,		
19	through Plaintiff in pro per MARIA KINSTLEY and Defendant CITY OF PLEASANT HILL's		
20	respective counsel of record, and approved by the Court in the accompanying Order, that pursuant		
21	to Federal Rule of Civil Procedure 41(a)(1), Defendant CITY OF PLEASANT HILL is hereby		
22	dismissed from this action, with prejudice, each party to bear their own fees and costs with regard		
23	to this dismissed Defendant.		
24	IT IS SO STIPULATED.		
25			
26			
27			
28	///		
	STIPULATION AND ORDER FOR DISMISSAL OF DEFENDANT CITY OF PLEASANT HILL - Case No. C07-2323 SBA MEJ		

McNAMARA, DODGE, NEY, BEATTY, SLATTERY, PFALZER, BORGES & BROTHERS LLP ATTORNEYS AT LAW P.O. BOX 5288, WALNUT CREEK, CA 94596 TELEPHONE: (925) 939-5330

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1	NO OBJECTION BY DEFENDANT CITY AND COUNTY OF SAN FRANCISCO	
2	AND DIANE KENNY	
3	Defendant City and County of San Francisco and Diane Kenny have no objection to	
4	Plaintiff MARIA KINSTLEY's dismissal of the CITY OF PLEASANT HILL, with prejudice.	
5		
6		
7	Dated: January 26, 2009 SAN FRANCISCO CITY ATTORNEY'S OFFICE	
8	By: <u>/s/ Robert A. Bonta</u> Robert A. Bonta	
9	Attorneys for Defendant City and County of San Francisco and Diane Kenny	
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	STIPULATION AND ORDER FOR DISMISSAL OF DEFENDANT 3 CITY OF PLEASANT HILL - Case No. C07-2323 SBA MEJ	