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8 Attorneys for Defendants  
 CITY AND COUNTY OF SAN FRANCISCO,  
 9 HEATHER FONG AND JESSE SERNA

10  
 11 UNITED STATES DISTRICT COURT  
 12 NORTHERN DISTRICT OF CALIFORNIA

13 MARCO MAESTRINI,  
 14 Plaintiff,

15 vs.

16 CITY AND COUNTY OF SAN  
 FRANCISCO, a municipal corporation;  
 17 HEATHER FONG, in her capacity as  
 Chief of Police for the CITY AND  
 18 COUNTY OF SAN FRANCISCO; JESSE  
 SERNA, individually, and in his capacity  
 19 as a police officer for the CITY AND  
 COUNTY OF SAN FRANCISCO; and,  
 20 San Francisco police officers DOES 1-25,  
 inclusive,  
 21 Defendants.

Case No. C 07-02941 PJH

**STIPULATION OF DISMISSAL OF ACTION  
 WITH PREJUDICE AND ORDER**

Trial Date: July 6, 2009

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1 TO THE CLERK OF THE ABOVE-ENTITLED COURT:

2 Pursuant to Settlement Agreement, the undersigned parties, being all the parties who have  
3 appeared in this action, STIPULATE pursuant to Federal Rule of Civil Procedure 41(a), that the  
4 above-captioned actions on behalf of plaintiff Marco Maestrini against Defendants City And County  
5 Of San Francisco, San Francisco Police Chief Heather Fong, and Police Officer Jesse Serna are  
6 DISMISSED WITH PREJUDICE. It is further STIPULATED that plaintiffs and defendants shall  
7 each bear their own costs and attorneys' fees.

8 **IT IS SO STIPULATED.**

9 Dated: March 8, 2010

10 LAW OFFICE OF JOHN L. BURRIS  
11 JOHN L. BURRIS  
12 BENJAMIN NISENBAUM

13 By: \_\_\_\_\_ /s/  
14 BENJAMIN NISENBAUM  
15 Attorneys for Plaintiff  
16 MARCO MAESTRINI

17 Dated: March 8, 2010

18 DENNIS J. HERRERA  
19 City Attorney  
20 JOANNE HOEPER  
21 Chief Trial Attorney  
22 ROBERT A. BONTA  
23 Deputy City Attorney

24 By: \_\_\_\_\_ /s/  
25 ROBERT A. BONTA  
26 Deputy City Attorney

27 Attorneys for Defendants  
28 CITY AND COUNTY OF SAN FRANCISCO,  
HEATHER FONG AND JESSE SERNA

**IT IS SO ORDERED.**

Dated: 4/5/10

By: \_\_\_\_\_  
HON. PHYLLIS J. HAMILTON

