

1 DENNIS J. HERRERA, State Bar #139669  
 City Attorney  
 2 JOANNE HOEPER, State Bar #114961  
 Chief Trial Deputy  
 3 DANIEL A. ZAHEER, State Bar #237118  
 ROBERT A. BONTA, State Bar #202668  
 4 Deputy City Attorneys  
 Fox Plaza  
 5 1390 Market Street, Sixth Floor  
 San Francisco, California 94102-5408  
 6 Telephone: (415) 554-3822  
 Telephone: (415) 554-4268  
 7 Facsimile: (415) 554-3837  
 E-Mail: daniel.zaheer@sfgov.org  
 8 robert.bonta@sfgov.org

9 Attorneys for Defendants  
 10 CITY AND COUNTY OF SAN FRANCISCO, ET AL.

11  
 12 UNITED STATES DISTRICT COURT  
 13 NORTHERN DISTRICT OF CALIFORNIA

14 ANTONIO DELCASTILLO,  
 15 Plaintiff,  
 16 vs.  
 17 CITY AND COUNTY OF SAN  
 18 FRANCISCO, KEVIN CHIN, JASON  
 19 GALLAGHER, KEVIN HORAN,  
 20 ROBERT KOBOLD, STEVEN  
 21 NEEDHAM, ROBIN ODUM, TYLER  
 ROPELATO, WAYMAN YOUNG, and  
 DOES 1-25, inclusive,  
 Defendants.

Case No. C08-3020 PJH

**AMENDED STIPULATION AND  
 [PROPOSED] ORDER DISMISSING  
 WITH PREJUDICE PLAINTIFF'S  
 CLAIMS ARISING FROM THE  
 DECEMBER 16, 2007 INCIDENT**

Trial Date: August 16, 2010

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1 The undersigned parties hereby STIPULATE by and through their attorneys of record that any  
2 and all of plaintiff's claims that are premised upon the "Second Incident" or the "December 16, 2007  
3 incident" as alleged in the Complaint herein, including but not limited to paragraphs 22-24 and 31 of  
4 such Complaint, shall be DISMISSED WITH PREJUDICE. Accordingly, all claims against  
5 defendant Officers Steven Needam and Kevin Chin shall be DISMISSED WITH PREJUDICE.

6 IT IS SO STIPULATED.

7 Dated: April 7, 2010

8 DENNIS J. HERRERA  
9 City Attorney  
10 JOANNE HOEPER  
11 Chief Trial Deputy  
12 DANIEL A. ZAHEER  
13 Deputy City Attorney

14 By: \_\_\_\_\_/s/  
15 DANIEL A. ZAHEER  
16 Attorneys for Defendants  
17 CITY AND COUNTY OF SAN FRANCISCO, ET AL.

18 Dated: April 7, 2010

19 By: \_\_\_\_\_/s/  
20 KENNETH FRUCHT  
21 Attorney for Plaintiff  
22 ANTONIO DELCASTILLO  
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[PROPOSED] ORDER

Pursuant to the stipulation, IT IS SO ORDERED.

DATED: 4/9/10



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