

1 EDMUND G. BROWN JR.
 Attorney General of California
 2 MIGUEL A. NERI
 FIEL D. TIGNO
 3 Supervising Deputy Attorneys General
 KAREN KIYO HUSTER
 4 BONNIE J. CHEN
 Deputy Attorneys General
 5 State Bar No. 219394
 1515 Clay Street, 20th Floor
 6 P.O. Box 70550
 Oakland, CA 94612-0550
 7 Telephone: (510) 622-2113
 Fax: (510) 622-2121
 8 E-mail: Bonnie.Chen@doj.ca.gov
Attorneys for Defendants CDCR, David Mandel,
 9 *David Archambault, Timothy McCarthy, Jo Ann Van*
Valkenburgh, Maureen McLean

11 IN THE UNITED STATES DISTRICT COURT
 12 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 13 OAKLAND DIVISION

15 **BRENDA DAVIS and DAVID ROY,**
 16
 Plaintiffs,
 17
 v.
 18
 19 **CALIFORNIA DEPARTMENT OF**
CORRECTIONS AND
 20 **REHABILITATION, et al.,**
 21 Defendants.

C 08-4481 SBA
STIPULATION AND ORDER
DISMISSING DEFENDANT JO ANN
VAN VALKENBURGH
 Courtroom: 1, 4th Floor
 Judge The Honorable Sandra B.
 Armstrong
 Trial Date December 6, 2010
 Action Filed: September 24, 2008

23 TO THE HONORABLE COURT AND THE CLERK OF THE COURT:
 24 TAKE NOTICE THAT THE undersigned counsel of record for plaintiffs and defendants
 25 hereby stipulate and request that the Court enter the following order pursuant to Rule
 26 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure:
 27 Defendant Jo Ann Van Valkenburgh hereby is DISMISSED with prejudice from this
 28 action. The other parties are unaffected by this order. No party will be liable for any other

1 party's attorneys' fees or costs of suit by reason of this dismissal. No party will be considered a
2 prevailing party by reason of this dismissal.

3 Dated: September 15, 2010

Respectfully submitted,

EDMUND G. BROWN JR.
Attorney General of California

_____/s/ BONNIE J. CHEN

BONNIE J. CHEN
Deputy Attorney General
*Attorneys for Defendants CDCR, Mandel,
Archambault, McCarthy, Van Valkenburgh
& McLean*

ABRAHAM N. GOLDMAN & ASSOCIATES, LTD.

_____/s/ ABRAHAM N. GOLDMAN

ABRAHAM N. GOLDMAN, ESQ.
*Attorneys for Plaintiffs Brenda Davis and
David Roy*

13 Based on the agreement of the parties, and good cause appearing, it is SO ORDERED.

18 Dated: _9/17/10

Saundra B. Armstrong
SAUNDRA B. ARMSTRONG
United States District Judge

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