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2 Dated: 7.23.2013

LAW OFFICES OF JAMES M. BARRETT PLC

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Attorneys for TIEN VAN NGUYEN.

5  
6 Dated: 7.23.2013

Low, Ball & Lynch

7 /Kevin Allen/  
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Attorneys for Defendant  
10 CITY OF UNION CITY; OFFICER BRIAN  
11 BAUMGARTNER; OFFICER JOSEPH COTA;  
OFFICER DANIEL DEJONG; and OFFICER  
12 JEFFREY STEWART

13  
14 **ORDER**

15 Pursuant to the stipulation of the parties, and good cause appearing therefore,  
16 Plaintiff shall be allowed to dismiss the 2<sup>nd</sup> Cause of Action Battery and the hearing on  
17 Defendants' Motion to Dismiss, currently set for September ~~2~~<sup>26</sup>, 11:00 am, shall be  
18 vacated.

19 Dated: 7/25/2013---

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22 HONORABLE DONNA M RYU  
23 UNITED STATES DISTRICT COURT  
MAGISTRATE JUDGE