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8 Attorneys for Defendants
 9 COUNTY OF SANTA CLARA, EDWARD
 10 FLORES AND LAURIE SMITH

E-FILED - 2/6/08

11 UNITED STATES DISTRICT COURT
 12 NORTHERN DISTRICT OF CALIFORNIA

13 JOHN DOE)
 14)
 15 Plaintiff,)
 16 v.)
 17 CITY OF SAN JOSE, ROBERT)
 18 DAVIS in his official capacity as Chief)
 19 of Police for the CITY OF SAN JOSE,)
 20 S. DONOHUE, TONY RUELAS and)
 21 DANIEL GUERRA individually and in)
 22 their official capacities as police officers)
 23 for the CITY OF SAN JOSE, COUNTY)
 24 OF SANTA CLARA, EDWARD)
 25 FLORES, in his official capacity as)
 26 Chief of the DEPARTMENT OF)
 27 CORRECTION for the COUNTY OF)
 28 SANTA CLARA, LAURIE SMITH in)
 her official capacity as Sheriff for the)
 COUNTY OF SANTA CLARA and)
 DOES 1-100)
 Defendants.)

C06 06307 RMW

**STIPULATION AND ORDER DISMISSING
 WITH PREJUDICE THE COMPLAINT OF
 PLAINTIFF IN FAVOR OF DEFENDANTS
 EDWARD FLORES, LAURIE SMITH, AND
 COUNTY-AFFILIATED INDIVIDUALS
 NAMED AS DOE DEFENDANTS**

24 The parties, by and through their respective counsel of record, hereby stipulate and agree
 25 to an order dismissing with prejudice the Complaint filed by Plaintiff John Doe (“Larry Lundy”)
 26 as against Defendants Edward Flores, Laurie Smith, and the individual Doe Defendants
 27 currently or previously affiliated with the County. The parties further stipulate and agree to an
 28 ///

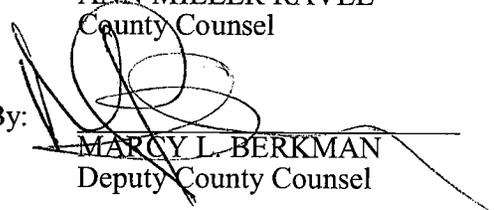
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order whereby all such parties waive any claim for statutory costs and/or attorneys' fees against one another.

Dated: January 25, 2008

ANN MILLER RAVEL
County Counsel

By:

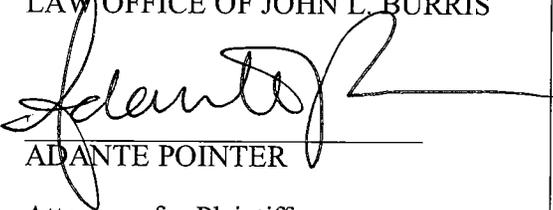

~~MARCY L. BERKMAN~~
Deputy County Counsel

Attorneys for Defendants
COUNTY OF SANTA CLARA,
EDWARD FLORES AND LAURIE
SMITH

Dated: January _____, 2008

LAW OFFICE OF JOHN L. BURRIS

By:


ADANTE POINTER

Attorneys for Plaintiff
JOHN DOE

IT IS SO ORDERED

DATED:

2/6/08



HONORABLE RONALD M. WHYTE