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E-FILED on 11/20/09

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION


DONALD WAYNE CRISP,  
  
Plaintiff,  
  
v.  
  
JOHN A. WAGNER, in his Official Capacity  
as Director of California Department of Social  
Services; ELLIOTT ROBINSON, in his  
Official Capacity as Director of Monterey  
County Department of Social & Employment  
Services; LEN FOSTER, in his Official  
Capacity as Director of Monterey County  
Department of Health and as Commissioner of  
Central Coast Alliance for Health; HARRY  
WEIS, in his Official Capacity as CEO of  
Natividad Medical Center; ALAN McKAY, in  
his Official Capacity, as Director of Central  
Coast Alliance for Health,  
  
Defendants.

No. C -09-03102 RMW

ORDER GRANTING MOTIONS TO  
DISMISS  
  
[Re Docket No. 16, 18, 35]

The court grants defendant Wagner's motion to dismiss with prejudice. The court grants the remaining defendants' motions to dismiss without prejudice. Plaintiff shall have 60 days leave to amend. The court appreciates that during this time counsel for the Central Coast Alliance for Health defendants will try to advise plaintiff where he can receive mental health services.

DATED: 11/20/09

  
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RONALD M. WHYTE  
United States District Judge

