

1 RICHARD DOYLE, City Attorney (#88625)
 2 NORA FRIMANN, Assistant City Attorney (#93249)
 3 RANDOLPH S. HOM, Senior Deputy City Attorney (#152833)
 4 RICHARD D. NORTH, Deputy City Attorney (#225617)
 5 Office of the City Attorney
 6 200 East Santa Clara Street
 7 San Jose, California 95113
 8 Telephone: (408) 535-1900
 9 Facsimile: (408) 998-3131
 10 Email: cao.main@sanjoseca.gov

11 Attorneys for Defendants
 12 CITY OF SAN JOSE and SON VU

13 UNITED STATES DISTRICT COURT
 14 NORTHERN DISTRICT OF CALIFORNIA
 15 SAN JOSE FACILITY

16 MERCEDES MARKER,
 17 Plaintiff,
 18 v.
 19 CITY OF SAN JOSE and SON VU,
 20 Defendants.

NO.: C09-05956 RMW

**PARTIES STIPULATION AND REQUEST
 TO STRIKE THE ORIGINAL
 DECLARATION OF RICHARD D. NORTH
 IN SUPPORT OF DEFENDANTS'
 OPPOSITION TO PLAINTIFF'S MOTION
 IN LIMINE #6 AND ATTACHMENT;
~~[PROPOSED]~~ ORDER**

STIPULATION

Plaintiff MERCEDES MARKER ("Plaintiff") and defendants CITY OF SAN JOSE and SON VU ("Defendants") (collectively the "Parties") hereby stipulate and agree as follows:

- (1) The copy of Exhibit A, sole attachment to the original Declaration of Richard D. North in Support of Defendants' Opposition to Plaintiff's Motion in Limine #6, filed February 7, 2014 ("Original Declaration/Exhibit"), was, by inadvertence and mistake, incompletely redacted at the time of filing.
- (2) The Exhibit A attached to the Amended Declaration of Richard D. North in Support of Defendants' Opposition to Plaintiff's Motion in Limine #6, filed

~~PROPOSED~~ ORDER

The Court has reviewed the Parties' stipulation above and hereby approves.

- (1) The Declaration of Richard D. North in Support of Defendants' Opposition to Plaintiff's Motion in Limine #6 and attached Exhibit A, filed February 7, 2014, shall be stricken from the Court's record of *Marker v. City of San Jose*, Case No. C09-05956 RMW. (Docket #103)
- (2) The Amended Declaration of Richard D. North in Support of Defendants' Opposition to Plaintiff's Motion in Limine #6 and attached Exhibit A, filed February 11, 2014, shall be accepted by the Court.

Dated: _____, 2014



HON. RONALD M. WHYTE