

United States District Court
For the Northern District of California

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

ALMA BURRELL,)	Case No.: 11-CV-04569-LHK
)	
Plaintiffs,)	ORDER RE: AMENDED JURY
v.)	INSTRUCTION NO. 23
)	
COUNTY OF SANTA CLARA,)	
)	
Defendant.)	
)	

In response to the parties' objections to the Court's proposed Jury Instruction No. 23, the Court proposes an amended Jury Instruction No. 23:


The plaintiff is entitled to damages for each cause of action, if the damages are supported by distinct and independent evidence for each cause of action.

See Roby v. McKesson Corp., 47 Cal. 4th 686, 702, 219 P.3d 749, 758 (2009) (quoting *Tavaglione v. Billings*, 4 Cal. 4th 1150, 1158–1159, 17 Cal. Rptr. 2d 608, 847 P.2d 574 (1993)).

The parties shall file any responses to this amended proposed Jury Instruction by 8:30 p.m., May 12, 2013. The parties shall appear at a pre-trial conference at 8:45 a.m. on May 13, 2013, to discuss this proposed Jury Instruction.

IT IS SO ORDERED.

Dated: May 12, 2013



 LUCY H. KOH
 United States District Judge