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6 Attorneys for Defendant
 CITY OF SUNNYVALE

7
 8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA
 10 SAN JOSE DIVISION

12 D.V., a minor, Successor-in-Interest for
 Decedent JUAN CARLOS RUELAS, by and
 13 through his Guardian Ad Litem Rosemary
 Viramontes; JOSE RUELAS, an individual and
 14 REBECA RUELAS, an individual,

Case No. CV14-02155 RMW

**STIPULATION AND [] ORDER FOR
 DISMISSAL WITH PREJUDICE OF ALL
 CLAIMS AS TO DEFENDANT CITY OF
 SUNNYVALE ONLY**

15 Plaintiffs,

16 v.

17 CITY OF SUNNYVALE, a municipal
 corporation; CITY OF SANTA CLARA; a
 18 municipal corporation; COUNTY OF SANTA
 CLARA, a municipal corporation, and DOES 1-
 19 50, inclusive,

20 Defendants.

Hon. Ronald M. Whyte

21
 22
 23 IT IS HEREBY STIPULATED by and between Plaintiffs D.V., a minor, Successor-in-Interest for
 24 Decedent Juan Carlos Ruelas, by and through his Guardian Ad Litem Rosemary Viramontes, Jose Ruelas
 25 and Rebeca Ruelas, acting by and through their attorney Ben Nisenbaum, and Defendant City of
 26 Sunnyvale, by and through its counsel of record, Gregory M. Fox (hereinafter "Parties") as follows:

27 Plaintiffs, acting by and through their counsel of record, dismisses their complaint and all claims

1 included therein with prejudice as to Defendant City of Sunnyvale only. The Parties agree that each
2 party will bear its own costs and attorneys' fees, and further request that the Court Order this dismissal as
3 to the City of Sunnyvale only.

4 Co-defendants City of Santa Clara, acting by and through their counsel of record, Jon A.
5 Heaberlin, and County of Santa Clara, acting by and through their counsel of record, Michael C.
6 Serverian, have no objections to this Stipulation and hereby joins in this Stipulation.

7 IT IS SO STIPULATED.

8
9 Dated: December 17, 2014

BERTRAND, FOX & ELLIOT

10
11
12 By: _____ /s/
13 Gregory M. Fox
14 Joanne Tran
15 Attorneys for Defendant
16 CITY OF SUNNYVALE

17 DATED: December 17, 2014

LAW OFFICES OF JOHN L. BURRIS

18
19 By: _____ /s/
20 John L. Burris
21 Ben Nisenbaum
22 Attorneys for the Plaintiffs

23 DATED: December 17, 2014

RANKIN STOCK HEABERLIN

24 By: _____ /s/
25 Jon A. Heaberlin
26 Attorneys for the Defendants
27 CITY OF SANTA CLARA

1
2 DATED: December 17, 2014

OFFICE OF THE COUNTY COUNSEL

3
4 By: _____ /s/
5 Orry P. Korb
6 Michael C. Serverian
7 Attorneys for the Defendants
8 COUNTY OF SANTA CLARA

9
10 **ATTORNEY ATTESTATION**

11 I hereby attest that I have on file all holograph signatures for any signatures indicated by a
12 conformed signature (“/s/”) within this E-filed document or been authorized by all counsel to show his or
13 her signature on this Stipulation as /s/.

14 Dated: December 17, 2014

15 By: _____ /s/
16 Joanne Tran

17 **ORDER**

18 Having reviewed the Stipulation of the parties and good cause appearing, IT IS HEREBY
19 ORDERED that plaintiffs’ complaint and action herein is dismissed in full and with prejudice as to
20 defendant City of Sunnyvale only, each party to bear their own costs and fees.

21 IT IS SO ORDERED.

22 Dated: December ____, 2014

23 
24 THE HONORABLE RONALD M. WHYTE
25 UNITED STATES DISTRICT JUDGE