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11 Attorneys for Plaintiff

12 **UNITED STATES DISTRICT COURT**  
 13 **NORTHERN DISTRICT OF CALIFORNIA**

14 Estate of JOSHUA CLAYPOLE,  
 deceased, by and through SILVIA  
 15 GUERSENZVAIG, as Administrator;  
 SILVIA GUERSENZVAIG,

16 Plaintiff,

17 vs.

18 COUNTY OF SAN MATEO;  
 19 SHERIFF GREG MUNKS, in his  
 individual and official capacity;  
 20 COUNTY OF MONTEREY;  
 SHERIFF SCOTT MILLER, in his  
 21 individual and official capacity;  
 SERGEANT E. KAYE, in her  
 22 individual capacity; CITY OF  
 MONTEREY; MONTEREY POLICE  
 23 DEPARTMENT CHIEF PHILIP  
 PENKO, in his official capacity;  
 24 BRENT HALL, in his individual and  
 official capacity; CALIFORNIA  
 25 FORENSIC MEDICAL GROUP; DR.  
 TAYLOR FITHIAN, in his individual  
 26 capacity; COMMUNITY HOSPITAL  
 OF MONTEREY PENINSULA; and  
 27 DOES 1 through 30,

28 Defendants.

Case No: CV 14-02730 BLF

[Assigned to the Honorable Beth Labson  
 Freeman - Courtroom 3]

~~[PROPOSED]~~ ORDER RE:  
**DISMISSAL OF ENTIRE ACTION**

Complaint Filed:	June 12, 2014
FAC Filed:	October 28, 2014
Discovery Cut-Off:	August 31, 2015
Motion Cut-Off:	January 14, 2016
Trial Date:	April 11, 2016

[PROP] ORDER RE: DISMISSAL OF  
 ENTIRE ACTION

1 **~~PROPOSED~~ ORDER**

2 The Court having received Plaintiffs' Notice of Voluntary Dismissal pursuant to  
3 FRCP (a)(2), it is hereby ordered that this action is dismissed in its entirety with  
4 prejudice.

5 The Court shall retain jurisdiction for the purpose of overseeing the completion of  
6 the settlement process and the enforcement of the March 28, 2016 Settlement  
7 Agreement.

8 Each party to bear its own costs and attorneys' fees.

9  
10 **IT IS SO ORDERED.**

11  
12 Dated: \_\_\_\_\_

13 By *Beth Labson Freeman*  
14 The Honorable Beth Labson Freeman  
15 United States District Judge  
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