

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO

Civil Action No. 11-cv-01322-RPM

JOSEPH FRESQUEZ,

Plaintiff,

v.

OFFICER STEVEN SLOAN, in his individual and official capacity as a Denver Police officer;  
OFFICER RAUL VELASQUEZ, in his individual and official capacity as a Denver Police officer;  
CHIEF GERALD WHITMAN, in his individual and official capacity as a Denver Police officer;  
and  
THE CITY OF DENVER, COLORADO.

Defendants.

---

**ORDER DISMISSING CERTAIN DEFENDANTS WITH PREJUDICE**

---

The Parties' Stipulated Motion To Dismiss Certain Defendants With Prejudice is **GRANTED**. It is **ORDERED** that, pursuant to the Stipulated Motion, all claims against Defendant Gerald Whitman as alleged in Plaintiffs' Amended Complaint and Jury Demand [Dkt. No. 3, entered on May 19, 2011] are dismissed with prejudice, each party to bear its own costs and attorneys' fees with respect to these claims.

It is further **ORDERED** that Gerald Whitman is to be dismissed with prejudice as a party to the above-captioned action. The caption on all subsequent filings shall reflect the removal of Gerald Whitman as a defendant in this case.

Dated this 19<sup>th</sup> day of August, 2011.

BY THE COURT:

s/Richard P. Matsch

---

Richard P. Matsch, Senior Judge