## UNITED STATES DISTRICT COURT DISTRICT OF MINNESOTA

Joseph A. Porter,

Civil No. 09-2536 (RHK/SRN)

Plaintiff,

**ORDER** 

VS.

Officer Mark McDonough, City of Coon Rapids,

Defendants.

Pursuant to the parties' Stipulation of Dismissal (Doc. No. 19), IT IS ORDERED that Counts 3 and 4 against the City of Coon Rapids as set forth in Plaintiff's Complaint may be, and hereby are, DISMISSED WITH PREJUDICE on their merits and Defendants' Motion for Partial Summary Judgment is therefore moot and CANCELED.

Dated: September 20, 2010

s/Richard H. Kyle
RICHAR DH. KYLE
United States District Judge