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10 **UNITED STATES DISTRICT COURT**
11 **DISTRICT OF NEVADA**

12 BENJAMIN GULLEY,
13 Plaintiff,
14 vs.

Case No. 2:16-cv-00853-JAD-VCF

15 NYE COUNTY, a Political Subdivision of the
16 State of Nevada, DAVID BORUCHOWITZ,
17 individually; ANTHONY DE MEO, individually;
18 MARK MEDINA, Sergeant, individually;
19 KELLY JACKSON, Sergeant, individually;
20 HARRY WILLIAMS, Detective, individually;
21 LOGAN GIBBS, Detective, individually;
22 MICHAEL EISENLOFFEL, Detective,
23 individually; JAMES SCOTT, Detective,
24 individually; CHRISTOPHER GELSON,
25 Deputy, individually; JOHN KAKAVULIAS,
26 Deputy, individually; ADAM TIPPETTS, Deputy,
27 individually; JASON HEANY, Deputy, individually;
28 STEVEN LEE, an individual; POLICE OFFICER
DOES 1-100, JOHN DOES 1 through 100, inclusive;
and ROE CORPORATIONS, 1 through 100,

Defendants.

**STIPULATION AND ORDER
TO DISMISS WITH
PREJUDICE**

IT IS HEREBY STIPULATED AND AGREED, by and between Plaintiff Benjamin Gulley, through his counsel of record, Cal J. Potter, III, Esq. and C.J. Potter, IV of Potter Law Offices, Defendants Nye County, John Kakavulias and Jason Heany, by and through their counsel of record, Brian Hardy, Esq., of Marquis Aurbach Coffing, and Defendant David . . .

1 Boruchowitz, by and through his counsel, Phillip Goodhart, Esq., of Thorndal Armstrong Delk
2 Balkenbush and Eisinger, that all claims have been settled.

3 IT IS FURTHER STIPULATED AND AGREED that the above-entitled action may be
4 dismissed with prejudice, each party to bear its own costs and attorney fees.

5 Trial in this matter has not been scheduled.

6 Dated this 3rd day of January, 2017

7 MARQUIS AURBACH COFFING

9 By: /s/ Brian R. Hardy, Esq.
10 Brian R. Hardy, Esq.
11 Nevada Bar No. 10068
12 10001 Park Run Drive
13 Las Vegas, Nevada 89145
14 *Attorneys for Nye County, John Kakavulias
and Jason Heany*

Dated this 3rd day of January, 2017

THORNDAL, ARMSTRONG, DELK,
BALENBUSH & EISINGER

By: /s/ Philip goodhart, Esq.
Philip Goodhart, Esq.
Nevada Bar No. 5332
1100 E. Bridger Avenue
P. O. Drawer 2070
Las Vegas, NV 89125-20070
Attorney for Defendant Boruchowitz

14 Dated this 3rd day of January, 2017

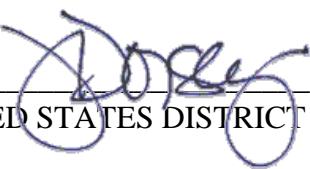
15 POTTER LAW OFFICES

17 By: /s/ Cal J. Potter, III, Esq.
18 Cal J. Potter, Esq.
19 Nevada Bar No. 1988
C. J. Potter, Esq.
Nevada Bar No. 13225
20 1125 Shadow Lane
Las Vegas, Nevada 89102
Attorneys for Plaintiff

22 ORDER

23 Based on the parties' stipulation, IT IS HEREBY ORDERED that this action is
24 DISMISSED with prejudice, each side to bear its own fees and costs. The Clerk of Court is
25 instructed to CLOSE this case.

26 Dated: January 4, 2017.

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28 UNITED STATES DISTRICT JUDGE