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18 Attorneys for Defendants CITY OF LODI and ED FITZPATRICK

19 **UNITED STATES DISTRICT COURT**

20 **EASTERN DISTRICT OF CALIFORNIA**

21 ANDREW PERALES, an individual) Case No.: 2:15-cv-01107-MCE-CKD

22 Plaintiff,)

vs.)

23 CITY OF LODI; ED FITZPATRICK, an) **STIPULATION FOR DISMISSAL OF**
24 individual; and DOES 1 through 50, inclusive,) **ACTION WITH PREJUDICE**
25) **PURSUANT TO FRCP 41(a)(1)(A)(ii);**
26) **ORDER THEREON**

27 Defendants.)

28)
29 WHEREAS, the parties to this action have reached a settlement which resolves all claims
30 including claims for attorney's fees and costs, without any admission of liability;

31 WHEREAS, The settlement has now been fully executed;

32 IT IS HEREBY STIPULATED, by and between Plaintiff ANDREW PERALES and
33 Defendants CITY OF LODI and ED FITZPATRICK, through their respective counsel, in

1 accordance with Federal Rule of Civil Procedure 41(a)(1)(A)(ii), that this action and all
2 defendants shall be dismissed with prejudice, with each side to bear their own costs and
3 attorneys' fees in accordance with the terms of the settlement agreement executed by the parties.

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5 Dated: January 31, 2017

ANGELO, KILDAY & KILDUFF, LLP

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/s/ Carolee G. Kilduff

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By: _____
CAROLEE G. KILDUFF
SERENA M. WARNER
Attorneys for Defendants,
CITY OF LODI and
ED FITZPATRICK

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Dated: January 31, 2017

BASHAM LAW GROUP

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/s/ Gary R. Basham

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By: _____
GARY R. BASHAM
NATHAN T. JACKSON
Attorneys for Plaintiff,
ANDREW PERALES

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ORDER

18 In accordance with the foregoing stipulation, and good cause appearing, the above-
19 entitled action is hereby dismissed, with prejudice, each side to bear its own costs and attorneys'
20 fees. The matter having now been resolved in its entirety, the Clerk of Court is directed to close
21 the file.

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IT IS SO ORDERED.

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MORRISON C. ENGLAND, JR.
UNITED STATES DISTRICT JUDGE