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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

—o0o—

ROSALETY BARNETT, VANESSA HUNT, and all others similarly situated,

Plaintiffs,

vs.

COUNTY OF CONTRA COSTA, et al.,

Defendants.

CASE NO: C 04-04437 TEH

STIPULATION AND ~~[PROPOSED]~~ ORDER DISMISSING PLAINTIFF ADELINE CHAN'S CLAIMS AND SUCH PART OF THE CLASS THAT SHE REPRESENTS

STIPULATION

Pursuant to the Northern District of California Local Rules 77-2(c) and Federal Rules of Civil Procedure 41, Plaintiff Adeline Chan ("Plaintiffs") and Defendants Contra Costa County, Contra Costa County Sheriff's Department, and Contra Costa County Sheriff Warren Rupf ("Defendants"), hereby stipulate as follows:

WHEREAS, the parties stipulate that the claims of Plaintiff Adeline Chan shall be dismissed with prejudice pursuant to the Ninth Circuit's *en banc* decision in *Bull v. City and County of San Francisco*, 565 F.3d 964, issued on February 9, 2010; and

WHEREAS, the claims of all class members who were subject to only one strip search, prior to housing, without reasonable suspicion, shall also be dismissed;

WHEREAS female class members subjected to a *second* strip search before being housed under Defendants' uniform policies, shall remain as class members, the liability for which Defendants dispute as a matter of law and fact, without being dismissed.

NOW, THEREFORE, IT IS HEREBY STIPULATED THAT:

Plaintiff Adeline Chan and the class of persons she represents who were subject to only one strip search, prior to housing, without reasonable suspicion, shall be dismissed.

DATED: June 24, 2010 Respectfully submitted,

LAW OFFICE OF MARK E. MERIN
CASPER MEADOWS, SCHWARTZ & COOK

BY: /s/ - "Mark E. Merin"
Mark E. Merin
Attorney for Plaintiffs

DATED: June 24, 2010 Respectfully submitted,

MCNAMARA, SLATTERY,
BINGHAM MCCUTCHEN LLP and DODGE, NEY, BEATTY, PFALZER & BORGES, LLP

BY: /s/ - "Peter Obstler"
Peter Obstler
Attorney for Defendants

~~[PROPOSED]~~ ORDER

Good cause appearing, PURSUANT TO THE STIPULATION IT IS SO ORDERED.

DATED: 06/24/10

HON. THELTON E. HENDERSON
JUDGE, UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA