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11 UNITED STATES DISTRICT COURT
12 DISTRICT OF NEVADA
13

14 The American Civil Liberties Union of Nevada, Does 1-
15 8 and Does A-S, individuals,

16 Plaintiffs,

17 v.

18 Catherine Cortez Masto, Attorney General of the State
19 of Nevada; Jerald Hafen, Director of the Nevada
20 Department of Public Safety; Bernard W. Curtis, Chief,
21 Parole and Probation Division of the Nevada
22 Department of Public Safety; Captain P.K. O'Neill,
23 Chief, Records and Technology Division of the Nevada
24 Department of Public Safety; Michael Haley, Sheriff of
25 the Washoe County Sheriff's Office; Michael
26 Poehlman, Chief of the Reno Police Department;
27 Richard A. Gammick, District Attorney of Washoe
28 County; Douglas Gillespie, Sheriff of the Las Vegas
Metropolitan Police Department; Joseph Forti, Chief of
the North Las Vegas Police Department; David Roger,
District Attorney of Clark County; Chief Richard
Perkins, Henderson Police Department,

Defendants.

2:08-cv-00822-JCM-PAL

**STIPULATION TO DISMISS
CERTAIN NAMED DEFENDANTS
(GAMMICK AND HALEY)**

1 The Americans Civil Liberties Union (“ACLU”), Does 1-8 , and Does A-S (“Doe
2 Plaintiffs)(collectively “Plaintiffs”), by and through their attorneys of record, Robert Langford,
3 Esq. and Margaret McLetchie, Esq., and Defendants Michael Haley, Sheriff of the Washoe
4 County Sheriff’s Office (“Haley”); and Richard A. Gammick, District Attorney of Washoe
5 County (“Gammick”)(collectively the “Washoe County Defendants”), by and through their
6 respective undersigned counsel, hereby stipulate and agree that all claims asserted by the
7 Plaintiffs and against the Washoe County Defendants, whether known or unknown, shall be
8 dismissed WITHOUT prejudice.

9 It is further agreed that Plaintiffs and the Washoe County Law Enforcement Defendants
10 shall each bear their own attorneys’ fees and costs and shall not be subject to any award of
11 attorneys’ fees, costs, or damages arising from the above-entitled action.

12 It is further agreed that the Washoe County Local Law Enforcement Defendants will be
13 subject to and shall abide by the Preliminary Injunction ordered in this case by the District Court,
14 Honorable James Mahan, as well as any other injunction or declarative relief granted in the
15 above-captioned matter or any appeal therefrom to the Ninth Circuit Court of Appeals or the
16 United States Supreme Court, provided, however, the Washoe County Local Law Enforcement
17 Defendants shall not be liable for any damages ordered in any such order, decree or judgment,
18 including any award of attorneys fees or costs.

19 It is further agreed that the Washoe County Defendants withdraw their “Opposition to
20 Plaintiff’s Request for Protective Order” (Document #39) filed on July 10, 2008.

21 It is further agreed that Plaintiffs shall immediately, or as soon as reasonably possible,
22 notify the Washoe County Defendants of any order, injunction or decree or modification or
23 termination of any such order, injunction or decree issued in the above-captioned matter by the
24 district court, or from the Ninth Circuit Court of Appeals or the United States Supreme Court.

25 The Plaintiffs and Washoe County Defendants accordingly respectfully request this Court
26 for an Order dismissing the action pursuant to Rule 41(a)(1)(ii) of the Federal Rules of Civil
27
28

STIPULATION TO DISMISS DEFENDANTS GAMMICK AND HALEY

ATTESTATION

I hereby attest that I have permission to electronically sign for David Creekman and Mary Campbell (“Signing Defense Counsel”). I also attest that I have on file copies of signatures for the Signing Defense Counsel.

Dated: July 24, 2008

MARGARET A. McLETCHIE
Counsel for Plaintiffs ACLU and Does 1-8

CERTIFICATE OF SERVICE

Pursuant to LR 5-4, service of the foregoing on each of the defendants was completed by electronic filing.

Dated: July 24, 2008

_____/s_____
MARGARET A. McLETCHIE
Counsel for Plaintiffs ACLU and Does 1-8