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Attorneys for Defendants,  
CITY OF FRESNO, JERRY DYER AND  
RAY VILLALVAZO

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA, FRESNO DIVISION**

ISIAH MURRIETTA-GOLDING,  
Deceased, THROUGH HIS  
SUCCESSOR IN INTEREST  
CHRISTINA PAULINE LOPEZ; and  
CHRISTINA PAULINE LOPEZ,  
Individually,,

Plaintiffs,

v.

CITY OF FRESNO, a public entity,  
CITY OF FRESNO POLICE CHIEF  
JERRY DYER, SERGEANT RAY  
VILLALVAZO, individually, and  
DOES 3 through 10, Jointly and  
Severally,

Defendants.

ISIAH MURRIETTA-GOLDING,  
Deceased, THROUGH HIS  
SUCCESSOR IN INTEREST  
ANTHONY GOLDING; and  
ANTHONY GOLDING, Individually,  
Plaintiffs,

v.

CITY OF FRESNO, et al.,

Defendants.

Case No. 1:18-cv-00314-AWI-SKO  
[Anthony W. Ishii, District Judge; Sheila  
K. Oberto, Magistrate Judge]

**STIPULATION AND ORDER TO  
WITHDRAW PLAINTIFF LOPEZ'S  
MOTION  
FOR PROTECTIVE ORDER AS  
MOOT AND VACATE HEARING  
DATE**

(Docs, 66, 71)  
MPO Hearing:  
Trial Date:

07/22/2020  
10/27/2020

1 Plaintiff ISIAH MURRIETTA-GOLDING through his Successor in Interest  
 2 CHRISTINA PAULINE LOPEZ, and CHRISTINA PAULINE LOPEZ individually  
 3 and Defendant CITY OF FRESNO ("City") hereby stipulate and respectfully request  
 4 that Plaintiff Lopez's Motion for Protective Order be withdrawn as moot and that the  
 5 Court's hearing date on plaintiff's motion be vacated based on the foregoing good  
 6 cause.

7 **STATEMENT OF GOOD CAUSE TO WITHDRAW PLAINTIFF'S MPO AND**  
 8 **VACATE HEARING DATE.**

9 1. On June 2, 2020, defendant-petitioner City of Fresno filed its petition  
 10 with the Fresno Superior Court – Juvenile Delinquency Division for the disclosure of  
 11 Israel Murrietta's juvenile case file records. On June 12, 2020, the City filed its  
 12 motion-request related to the June 2, 2020, petition.

13 2. On June 26, 2020, plaintiff Christina Lopez filed her Motion for  
 14 Protective Order related to defendant City's petition, requesting an order from the U.S.  
 15 District Court to prevent disclosure of the juvenile records [*see* Doc. 66.]  
 16 Additionally, plaintiff Lopez requested an order shortening time for defendants to file  
 17 their opposition to the Motion for Protective Order and for the Court to hear the  
 18 motion.

19 3. On June 30, 2020, the Court issued an order denying plaintiff's ex parte  
 20 request for an order shortening time, and setting plaintiff Lopez's Motion for  
 21 Protective Order for hearing on July 22, 2020, at 9:30 a.m. [Doc. 70.] The Court  
 22 further ordered the parties to file their Joint Statement re Discovery Disagreement  
 23 pursuant to the Eastern District of California Local Rules by July 15, 2020.

24 4. On June 24, 2020, the Fresno Superior Court – Juvenile Delinquency  
 25 Court issued an order denying defendant City's petition requesting the release of Israel  
 26 Murrietta's juvenile records [*see* FSC Case no. 17CEJ600233, JV-573 Order on  
 27 Request for Disclosure of Juvenile Case File.] On July 7, 2020, counsel for the City  
 28 received mail notice from the Superior Court clerk regarding the Juvenile Court's

order.

5. On July 8, 2020, the following day, counsel for the City informed counsel for plaintiff Lopez of the Court's ruling.

6. Because the Juvenile Court's order ultimately precludes release of the requested juvenile records – the subject of plaintiff Lopez's Motion for Protective Order, the parties are in agreement that good cause exists for plaintiff Lopez's Motion for Protective Order to be withdrawn as moot, and for the associated July 22, 2020, hearing date for plaintiff's motion to be vacated.

**STIPULATION TO WITHDRAW PLAINTIFF LOPEZ's MOTION FOR PROTECTIVE ORDER AS MOOT AND VACATE HEARING DATE**

7. Based on the foregoing good cause, plaintiff Lopez and the City respectfully request that plaintiff Lopez's Motion for Protective Order be withdrawn as moot, and that the July 22, 2020, hearing date on plaintiff's motion be vacated.

8. This Stipulation may be signed in counterpart and a facsimile or electronic signature shall be as valid as an original signature.

**IT IS SO STIPULATED.**

DATED: July 10, 2020

**MANNING & KASS  
ELLROD, RAMIREZ, TRESTER LLP**

By: /s/ Mildred K. O'Linn  
Mildred K. O'Linn, Esq.  
Tony M. Sain, Esq.  
Lynn L. Carpenter, Esq.  
Attorneys for Defendants,  
CITY OF FRESNO, JERRY DYER, AND  
RAY VILLALVAZO

1 DATED: July 10, 2020

**HADDAD & SHERWIN LLP**

2  
3 By: /s/ Julia Sherwin

4 Julia Sherwin  
5 Attorney for Plaintiffs, ISIAH  
6 MURRIETTA-GOLDING, by and through  
7 his successor in interest CHRISTINA  
8 PAULINE LOPEZ, and CHRISTINA  
9 PAULINE LOPEZ individually

10 **ORDER**

11 Pursuant to the above-stipulation of the parties (Doc. 71) and for good cause,  
12 Plaintiff Christina Lopez's Motion for Protective Order (Doc. 66) is WITHDRAWN  
13 as MOOT, and the hearing on the Motion, set for July 22, 2020, is hereby VACATED.

14  
15 IT IS SO ORDERED.

16 Dated: July 13, 2020

17 /s/ Sheila K. Oberto  
18 UNITED STATES MAGISTRATE JUDGE

MANNING & KASS  
ELLROD, RAMIREZ, TRESTER LLP  
ATTORNEYS AT LAW