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RAYMOND BARNES and QUINCY BROWN

15 UNITED STATES DISTRICT COURT  
16 CENTRAL DISTRICT OF CALIFORNIA—EASTERN DIVISION

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18 KEVON GORDON, RONALD JONES )  
19 RAYMOND BARNES and QUINCY )  
BROWN, )  
20 Plaintiffs, )  
21 v. )  
22 CITY OF MORENO VALLEY. et al, )  
23 Defendants. )

No. ED CV 09-00688 JZ (SSx)  
**STIPULATION AND [PROPOSED]  
ORDER RE SETTLEMENT  
BETWEEN PLAINTIFFS AND  
STATE DEFENDANTS**  
Judge: Hon. Jack Zouhary  
Courtroom: 1  
Complaint Filed: April 9, 2009

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**STIPULATION**

WHEREAS Plaintiffs Kevon Gordon, Ronald Jones, Raymond Barnes, and Quincy Brown (Plaintiffs), and Defendants Joe Brown, Xochi Carmargo, and Arlene Bauby (State Defendants), have entered into a settlement and Plaintiffs have executed a Full Release of Claims, a copy of which is attached as Exhibit 1 (Release);

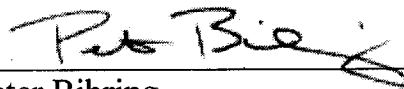
Plaintiffs and the State Defendants stipulate and agree that the settlement amount is intended to be in settlement of the State Defendants' proportionate share of Plaintiffs' overall damages in this action. *See McDermott, Inc. v. AmClyde*, 511 U.S. 202, 204 (1994); *Franklin v. Kaypro Corp.*, 884 F.2d 1222, 1229-32 (9th Cir. 1989); *Restatement (Third) of Torts* §16 [Apportionment of Liability] (2000);

The settlement and Release are contingent on the Court approving this Stipulation and ordering that following any future award of damages in this action, no other Defendant may seek contribution from the State Defendants, or any offset from final damages awarded to Plaintiffs;

The Court shall retain jurisdiction for one year to enforce the terms of the Release.

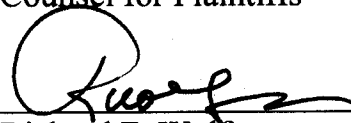
**IT IS SO STIPULATED.**

Dated: June 4, 2010



Peter Bibring  
ACLU Foundation of Southern California  
Counsel for Plaintiffs

Dated: June 4, 2010



Richard F. Wolfe  
Deputy Attorney General  
Counsel for Defendants Brown, Bauby, and  
Carmargo