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Attorneys for City of Garden Grove Defendants

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

QUYEN KIM DANG, INDIVIDUALLY)
AND AS GUARDIAN AD LITEM FOR)
KENNY MINH CAO TRAN, A MINOR,)
AND PERSONAL REPRESENTATIVE)
OF ANDY TRAN, DECEASED;)
KENNY MINH CAO TRAN, A MINOR)
BY AND THROUGH HIS GUARDIAN)
AD LIETM, QUYEN KIM DANG; NAM)
VAN TRAN, BIOLOGICAL FATHER)
OF ANDY TRAN, DECEASED; BUA)
THI PHAN, BIOLOGICAL MOTHER)
OF ANDY TRAN, DECEASED,)

Plaintiffs,

v.

CITY OF GARDEN GROVE; GARDEN)
GROVE CHIEF OF POLICE JOSEPH)
M. POLISAR; GARDEN GROVE)
POLICE OFFICER GENDREAU;)
GARDEN GROVE POLICE OFFICER)
KARSCHAMROOM; TASER)
INTERNATIONAL, INC., AND DOES 1)
TO 10, INDIVIDUALS; AND ROES 1)
TO 10, ENTITIES, INCLUSIVE,)

Defendants.

NO. SACV10-00338 DOC(MLGx)

**DEFENDANTS' NOTICE OF
PENDING SETTLEMENT,
MINOR'S COMPROMISE;
REQUEST FOR OSC re
DISMISSAL**

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1 TO THE HONORABLE COURT AND ALL INTERESTED PARTIES:

2 This filing is to advise the Court that the parties have reached a settlement via
3 mediation.

4 Settlement documents are in the process of being prepared, as is a Minor's
5 Compromise which will be filed with the Court. An OSC re dismissal approximately
6 60 days out for completion of all closing documents and the Minor's Compromise is
7 requested.

8 DATED: March 20, 2012

FERGUSON, PRAET & SHERMAN
A Professional Corporation

9
10 /s/ Steven A. Sherman
11 Steven A. Sherman
12 Attorneys for Defendants/Appellants
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9 Attorneys for Defendants

10 UNITED STATES DISTRICT COURT
11 STATE OF CALIFORNIA, CENTRAL DISTRICT

12 QUYEN KIM DANG, INDIVIDUALLY)
13 AND AS GUARDIAN AD LITEM FOR)
14 KENNY MINH CAO TRAN, A MINOR,)
15 AND PERSONAL REPRESENTATIVE)
16 OF ANDY TRAN, DECEASED;)
17 KENNY MINH CAO TRAN, A MINOR)
18 BY AND THROUGH HIS GUARDIAN)
19 AD LITEM, QUYEN KIM DANG' NAM)
20 VAN TRAN, BIOLOGICAL FATHER)
21 OF ANDY TRAN, DECEASED; BUA)
22 THI PHAN, BIOLOGICAL MOTHER)
23 OF ANDY TRAN, DECEASED,)

24 Plaintiffs,

25 v.

26 CITY OF GARDEN GROVE; GARDEN)
27 GROVE POLICE DEPARTMENT;)
28 GARDEN GROVE CHIEF OF POLICE)
JOSEPH M. POLISAR; GARDEN)
GROVE POLICE OFFICER)
GENDREAU; GARDEN GROVE)
POLICE OFFICER)
KARSCHAMROOM; TASER)
INTERNATIONAL, INC., AND DOES 1)
TO 10, INDIVIDUALS; AND DOES 1)
TO 10, ENTITIES, INCLUSIVE,)

29 Defendants.

NO. SACV 09-562 DOC(RNBx)

**[PROPOSED] ORDER re
STIPULATED DISMISSAL
OF DEFENDANT OFFICERS
RICHARD GENDREAU,
DANIEL KARSCHAMROOM
AND FORMER CHIEF OF
POLICE JOE POLISAR;
WITH PREJUDICE**

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ORDER

IT IS ORDERED that Plaintiffs' entire lawsuit as such pertains to Defendant Officers Richard Gendreau and Daniel Karschamroon, and former Chief of Police Joe Polisar, is dismissed with prejudice. Each side is to bear its own costs, fees and expenses, including attorney fees.

DATED: _____, 2012

Hon. David O. Carter
United States District Judge

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KENNY MINH CAO TRAN, A MINOR)
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Plaintiffs,

v.

CITY OF GARDEN GROVE; GARDEN)
GROVE CHIEF OF POLICE JOSEPH)
M. POLISAR; GARDEN GROVE)
POLICE OFFICER GENDREAU;)
GARDEN GROVE POLICE OFFICER)
KARSCHAMROOM; TASER)
INTERNATIONAL, INC., AND DOES 1)
TO 10, INDIVIDUALS; AND ROES 1)
TO 10, ENTITIES, INCLUSIVE,)

Defendants.

NO. SACV10-00338 DOC(MLGx)

**STIPULATED DISMISSAL OF
DEFENDANT OFFICER
GENDREAU, OFFICER
KARSCHAMROON AND
FORMER CHIEF OF POLICE
JOE POLISAR**

**[PROPOSED] ORDER FILED
CONCURRENTLY HEREWITH**

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IT IS HEREBY STIPULATED by and between Plaintiffs Quyen Kim Dang, Individually and as Guardian Ad Litem for Kenny Minh Cao Tran, a Minor, and Personal Representative of Andy Tran, Deceased; Kenny Minh Cao Tran, a Minor by and Through His Guardian Ad Litem, Quyen Kim Dang; Nam Van Tran, Biological Father of Andy Tran, Deceased; Bua Thi Phan, through their counsel Sean Hennessey and Liem H. Do, and Defendant Officers Richard Gendreau and Daniel Karschamroon, and former Chief of Police Joe Polisar, through their designated counsel, Steven A. Sherman, that these individual defendants be, and hereby are, dismissed with prejudice pursuant to FRCP 41(a)(1). All parties are to bear their own costs and expenses, including attorney fees.

It is so stipulated.

DATED: May 1, 2012

LAW OFFICES
SEAN HENNESSEY

/s/ Sean Hennessey
Sean Hennessey
Attorneys for Plaintiffs

DATED: May 1, 2012

LIEM H. DO & ASSOCIATES

/s/ Liem H. Do
Liem H. Do
Attorneys for Plaintiffs

DATED: May 1, 2012

FERGUSON, PRAET & SHERMAN
A Professional Corporation

/s/ Steven A. Sherman
Steven A. Sherman
Attorneys for Defendants