

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

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CIVIL MINUTES - GENERAL

Case No. CV04-8250-SVW(VBKx) Date September 22, 2006

Title Jackie B. LeBlanc, et al., vs. Michael E. Calloway, et al

ENTERED
CLERK, U.S. DISTRICT COURT
SEP 22 2006
BY [Signature]

Present: The Honorable STEPHEN V. WILSON, U.S. DISTRICT JUDGE

Paul M. Cruz N/A

Deputy Clerk Court Reporter / Recorder Tape No.

Attorneys Present for Plaintiffs:

Attorneys Present for Defendants:

James L. Brown

Christian R. Bojorquez
Bruce Monroe

Proceedings: IN CHAMBERS ORDER re PLAINTIFF'S MOTION TO DISMISS
REMAINING FEDERAL CLAIMS AND TO REMAND STATE CLAIMS
TO STATE COURT [110] (filed 08/21/06)

The Court has received and reviewed Plaintiff's motion to dismiss its own remaining federal claims for municipal liability, pursuant to Rule 41(a)(2), and to remand Plaintiff's state law claims to the Los Angeles Superior Court.

This Court construes Plaintiff's motion as requesting leave to amend her second amended complaint in order to delete the federal claims pursuant to Rule 15(a). This Court GRANTS Plaintiff's motion to amend her second amended complaint, and dismisses her remaining federal claims for municipal liability WITH prejudice. See, e.g., Millar v. Bay Area Rapid Transit Dist., 236 F. Supp. 2d 1110 (N.D. Cal. 2002).

Under 28 U.S.C. § 1367(c)(3), this Court declines to exercise its supplemental jurisdiction and therefore REMANDS Plaintiff's state law claims to Los Angeles Superior Court.

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Initials of Preparer [Signature]