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UNITED STATES I	DISTRICT COURT
NORTHERN DIST	RICT OF INDIANA
FORT WAYN	E DIVISION
WENDY MELENDREZ RIVAS,	)
	)
Plaintiff,	)
	)
V.	) CAUSE NO: 1:10-CV-197-JTM-RBC
	)
TERRY MARTIN, SHERIFF OF LAGRAN	GE)
COUNTY, in his individual and	)
official capacity;	)
JOHN DOE I, LAGRANGE COUNTY JAII	Ĺ
COMMANDER; AND JOHN DOE 2,	)
LAGRANGE COUNTY ASSISTANT JAIL	
COMMANDER, in their individual capacit	ties,)
Defendants.	)

## STIPULATION TO DISMISS TERRY MARTIN, SHERIFF OF LAGRANGE COUNTY, in his individual and official capacity; JOHN DOE I, LAGRANGE COUNTY JAIL COMMANDER; AND JOHN DOE 2, LAGRANGE COUNTY ASSISTANT JAIL COMMANDER WITH PREJUDICE

The plaintiff, Wendy Melendrez Rivas, by counsel, and the defendants, TERRY MARTIN, SHERIFF OF LAGRANGE COUNTY, in his individual and official capacity; JOHN DOE I, LAGRANGE COUNTY JAIL COMMANDER; AND JOHN DOE 2, LAGRANGE COUNTY ASSISTANT JAIL COMMANDER, in their individual capacities, by counsel, stipulate to the plaintiff's dismissal of any and all claims against defendants. This plaintiff and these defendants stipulate that this dismissal is with prejudice and that each party is to bear their own costs, including attorney's fees and costs.

BY:/s/ Martin W. Kus Martin W. Kus, Esq. Newby, Lewis, Kaminski & Jones, LLP 916 Lincolnway, P.O. Box 1816 La Porte IN 46352-1816 Attorney for Defendants, Terry Martin, John Doe I, LaGrange County Jail Commander, John Doe 2, LaGrange County Assistant Jail Commander

BY/s/ Christopher C. Myers Christopher C. Myers, Esq. Christopher C. Myers and Associates 809 S. Calhoun Street, Ste. 400 Fort Wayne, IN 46802 Attorney for Plaintiff Wendy Melendrez Rivas

## UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF INDIANA FORT WAYNE DIVISION

WENDY MELENDREZ RIVAS,	)
	)
Plaintiff,	)
	)
V.	) CAUSE NO: 1:10-CV-197-JTM-RBC
	)
TERRY MARTIN, SHERIFF OF LAGRANG	E)
COUNTY, in his individual and	)
official capacity;	)
JOHN DOE I, LAGRANGE COUNTY JAIL	)
COMMANDER; AND JOHN DOE 2,	)
LAGRANGE COUNTY ASSISTANT JAIL	)
COMMANDER, in their individual capacitie	es,)
Defendants.	)

## PROOF OF SERVICE

I hereby certify that on the  $1^{\rm st}$  day of September, 2011, I electronically filed a complete copy of the Stipulation of Dismissal and this Proof of Service with the Clerk of the Court CM/ECT system

Christopher C. Myers, <u>cmyers@myers-law.com</u>

James Posey, <a href="mailto:jpposey@beersmallers.com">jpposey@beersmallers.com</a>

## NEWBY, LEWIS, KAMINSKI AND JONES, LLP

By: <u>/S/ Martin W. Kus</u>