

FEB 11 2010

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U.S. COURT OF APPEALS

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

<p>MARY C. ENGEL,</p> <p style="text-align: center;">Plaintiff - Appellant,</p> <p style="text-align: center;">v.</p> <p>MICHAEL BARRY; HAMMER, Deputy Sheriff; SOWLES, Deputy Sheriff; SCOTT SPARKS, Animal Control, County of Sacramento; COUNTY OF SACRAMENTO,</p> <p style="text-align: center;">Defendants - Appellees.</p>
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No. 06-16122

D.C. No. CV-03-02403-MCE/KJM

ORDER

Appeal from the United States District Court
for the Eastern District of California
Morrison C. England, District Judge, Presiding

Argued and Submitted March 11, 2008
San Francisco, California

Before: REINHARDT, HAWKINS* and FISHER, Circuit Judges.

The stipulated motion to dismiss with prejudice, filed January 29, 2010, is **GRANTED**. A certified copy of this order to the District Court shall constitute the mandate of this Court.

*Judge Hawkins was drawn to replace Judge Brunetti. He has read the briefs, reviewed the record and listed to the recording of oral argument.