

**UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT**

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APPEAL No.: 13-15012  
CASE No.: 09-cv-04493-CW

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**On Appeal from the United States District Court  
Norther District of California**

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**APPELLANT'S DISMISSAL WITH PREJUDICE OF Defendants CITY & COUNTY OF SAN FRANCISCO; EDWIN LEE, in his official capacity as Mayor of the City & County of San Francisco; GREG SUHR, in his official capacity as San Francisco Police Chief; and ROSS MIRKARIMI, in his official capacity as the Sheriff**

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THERESE MARIE PIZZO,

Appellant/Plaintiff

vs.

CITY & COUNTY OF SAN FRANCISCO; KAMALA HARRIS, in her official capacity as California Attorney General; EDWIN LEE, in his official capacity as Mayor of the City & County of San Francisco; GREG SUHR, in his official capacity as San Francisco Police Chief; and ROSS MIRKARIMI, in his official capacity as the Sheriff of San Francisco,

Appellees/Defendants.

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NOTICE IS HEREBY GIVEN that Plaintiff THERESE MARIE PIZZO hereby dismisses, with prejudice, her appeal to the United States Court of Appeals for the Ninth Circuit as to Defendants CITY & COUNTY OF SAN FRANCISCO; EDWIN LEE, in his official capacity as Mayor of the City & County of San Francisco; GREG SUHR, in his official capacity as San Francisco Police Chief; and ROSS MIRKARIMI, in his official capacity as the Sheriff, only.

Date: January 18, 2013

Respectfully submitted,  
/s/ Gary W. Gorski  
Gary W. Gorski

**Certificate of Service**

The undersigned hereby is a U.S. Citizen over 18 years of age and not a party to this action. The foregoing Appellants' Reply in this case was served this date by the Court's electronic filing system to:

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I declare under penalty of perjury that the foregoing is true and correct, and that this certificate was executed in Sacramento, California on

January 18, 2013

/s/Gary W. Gorski  
Gary W. Gorski