

1 DENNIS J. HERRERA, State Bar #139669  
City Attorney  
2 WAYNE SNODGRASS, State Bar #148137  
CHRISTINE VAN AKEN, State Bar #241755  
3 Deputy City Attorneys  
1 Dr. Carlton B. Goodlett Place  
4 City Hall, Room 234  
San Francisco, California 94102-4682  
5 Telephone: (415) 554-4633  
Facsimile: (415) 554-4699  
6 E-Mail: christine.van.aken@sfgov.org

7 Attorneys for Defendants  
CITY AND COUNTY OF SAN FRANCISCO  
8 and ITS OFFICIALS

9 UNITED STATES DISTRICT COURT  
10 NORTHERN DISTRICT OF CALIFORNIA  
11

12 THERESE MARIE PIZZO,  
13 Plaintiff,  
14 vs.  
15

Case No. C09-4493 CW

**STIPULATION BY PARTIES TO SET ASIDE  
CITY AND COUNTY OF SAN FRANCISCO'S  
COST BILL**

16 CITY AND COUNTY OF SAN  
FRANCISCO; EDWIN LEE, in his official  
capacity as Mayor of the City and County of  
17 San Francisco; GREG SUHR, in his official  
capacity as San Francisco Police Chief; ROSS  
18 MIRKARIMI, in his official capacity as San  
Francisco Sheriff; and STATE OF  
19 CALIFORNIA ATTORNEY GENERAL  
KAMALA HARRIS, in her official capacity,  
20 Defendants.  
21

22  
23 WHEREAS, the District Court entered summary judgment in favor of all Defendants on  
24 December 5, 2012, and the Court's ordered provided that Defendants shall recover their costs from  
25 Plaintiff (Dkt. 112);

26 WHEREAS, the clerk of the district court entered judgment that Plaintiff shall take nothing  
27 from her complaint on December 6, 2012 (Dkt. 113);  
28

1 WHEREAS, the City and County of San Francisco and its officials Mayor Edwin Lee, Police  
2 Chief Greg Suhr, and Sheriff Ross Mirkarimi (collectively "City") filed a cost bill on December 18,  
3 2012 seeking costs in the amount of \$4,653.40 (Dkt. 114);

4 WHEREAS, the clerk of the district court taxed costs incurred by the City in the amount of  
5 \$4,613.40 against Plaintiff on January 4, 2013 (Dkt. 118);

6 WHEREAS, the City agrees to set aside its request for costs and the inclusion of costs in the  
7 amount of \$4,613.40 in the judgment.

8 The parties to this Stipulation therefore stipulate and agree as follows:

9 The inclusion of costs in the amount of \$4,613.40 in the judgment, payable by Plaintiff to the  
10 City, shall be set aside. Nothing in this stipulation affects the entitlement of any other party to recover  
11 costs from Plaintiff.

12 IT IS SO STIPULATED.

13  
14 Dated: January 22, 2013

DENNIS J. HERRERA  
City Attorney  
WAYNE SNODGRASS  
CHRISTINE VAN AKEN  
Deputy City Attorneys

15  
16  
17  
18 By: s/Christine Van Aken  
CHRISTINE VAN AKEN

Attorneys for Defendants CITY AND COUNTY OF  
SAN FRANCISCO and ITS OFFICIALS

19  
20  
21 Dated: January 22, 2013

THE LAW OFFICES OF GARY W. GORSKI

22  
23 By: \*\*s/Gary W. Gorski  
GARY W. GORSKI  
Attorney for Plaintiff  
THERESE MARIE PIZZO

24  
25  
26 \*\*Pursuant to GO 45, the electronic signatory has  
27 obtained approval from this signatory.