

No. 20-56220

**In the
United States Court of Appeals
for the Ninth Circuit**

DONALD MCDOUGALL, et al.,

Plaintiffs–Appellants,

v.

COUNTY OF VENTURA, et al.,

Defendants–Appellees.

On Appeal from the United States District Court
for the Central District of California
Case No. 2:20-cv-02927-CBM-AS
The Honorable Consuelo B. Marshall

**SUGGESTION OF DEATH UPON THE RECORD UNDER RULE
25(a)(1) and MOTION FOR SUBSTITUTION OF PARTY**

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Counsel for Plaintiff Donald McDougall and Kelly Ann Chakov McDougall in the above-referenced action gives notice and suggest upon the record, pursuant to Rule 25(a)(1) of the Federal Rules of Civil Procedure, Counsel recently discovered death of Donald McDougal, a plaintiff in this action. Donald McDougal passed away on Sept 4, 2021, His Death Certificate has not been issued as of the date of this filing. His Wife Kelly Ann Chakov McDougall is the successor trustee of the family trust. A Probate petition has been prepared and will be filed in Ventura County Probate Court. Pursuant to Rule 25(a) of the Federal Rules of Civil Procedure, it is hereby requested that Kelly Ann Chakov McDougall Trustee of the family trustee, and wife of Deceased be substituted in place of Donald McDougall as plaintiff in this action, so that Decedent's claims survive, and the action on his behalf may proceed.

The request under this Motion is not sought for delay, but so that justice may be done.

Respectfully submitted,

/s/ Ronda Baldwin-Kennedy
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CERTIFICATE OF SERVICE

I hereby certify that on October 7, 2021, I served the foregoing motion via the CM/ECF system for the United States Court of Appeals for the Ninth Circuit, which will distribute the notice and motion to all attorneys of record in this case. No privacy redactions were necessary.

Dated this 7th day of October 2021.

*/s/ Ronda Baldwin-Kennedy
Counsel for Donald McDougall*