



## **R.T, et al v. City of Stockton et al**

2015 | Cited 0 times | E.D. California | July 30, 2015

UNITED STATES DISTRICT COURT EASTERN DISTRICT OF CALIFORNIA

R.T., a minor, by and through her guardian ad litem PENEUILA NUU, individually and as successor-in-interest to Decedent MATAUTU NUU; PENEUILA NUU; MATAUAO NUU; KARISIMASI NUU; K.O., a minor, by and through her guardian ad litem, DANIEL OJEDA,

Plaintiffs, v. ERIC JONES, individually; JOHN GRIFFIN, individually; THOMAS HESLIN, individually; JAMES MANOR, individually, JASON SCHAFFER, individually and Stockton police officers DOES 1-25, inclusive,

Defendants. \*

No. 2:15-cv-00430-GEB-KJN

ORDER DENYING DISMISSAL MOTION AS MOOT

Complaint is denied as moot since Plaintiffs filed a Second

Amended Complaint which is now the operative pleading. See *Hal Roach Studios, Inc. v. Richard Feiner & Co., Inc.*, 896 F.2d 1542,

\* The caption has been modified to reflect the parties named in Second Amended Complaint, which no longer names City of Stockton as a Defendant, and also no longer names Eric Jones, John Griffin, Thomas Heslin, James Manor and Jason Schaffer in their official capacities. see also

. Dated: July 29, 2015

