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**UNITED STATES DISTRICT COURT**  
**EASTERN DISTRICT OF CALIFORNIA, SACRAMENTO DIVISION**

BOBBY WARREN; ANDY LAMBACH;  
JONATHON WILLIAMS; MICHAEL  
SAMUELSON; TRACY MILLER;  
TONA PETERSEN; CAROL BETH  
THOMPSON; CHRISTA STEVENS,

Plaintiffs,

vs.

CITY OF CHICO; CITY OF CHICO  
POLICE DEPARTMENT,

Defendants.

) Case No.: 2:21-cv-00640-DAD-DMC

) **[PROPOSED] ORDER**

) (Reply Memorandum, Request For Judicial  
) Notice, and Response to Plaintiffs' Objections to  
) Defendants' Declarations filed concurrently  
) herewith)

) **Hearing on Motion**

) Vacated

) Complaint Filed: April 11, 2021

) Case Closed: January 14, 2022

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1 The motion for relief from a final judgment or order pursuant to Federal Rule of Civil Procedure  
2 60(b)(5) and 60(b)(6) filed by DEFENDANTS CITY OF CHICO AND CITY OF CHICO POLICE  
3 DEPARTMENT (“Defendants”), the hearing originally set for October 15, 2024, at 1:30 p.m. in  
4 Courtroom 4 having been vacated, was taken under submission by the Honorable Dale A. Drozd,  
5 presiding.

6 After full consideration of the papers submitted,

7 IT IS HEREBY ORDERED AND ADJUDGED AS FOLLOWS:

8 Defendants motion for from a final judgment or order pursuant to Federal Rule of Civil  
9 Procedure 60(b)(5) and 60(b)(6) is GRANTED, Defendants shall be entitled to modify and enforce  
10 their municipal code as permitted by local, state and federal law, Defendants shall have no obligation to  
11 undertake dispute resolution proceedings, and this Court shall retain jurisdiction to ensure compliance  
12 with Defendants’ obligation to continue funding and operating their homeless shelter until the term of  
13 their settlement expires on January 14, 2027, and Defendants’ further obligation to continue operating  
14 at least one alternate homeless site until December 31, 2024.

15 IT IS SO ORDERED

16 Dated: \_\_\_\_\_

17 \_\_\_\_\_  
18 Hon. Dale A. Drozd  
United States District Court Judge

**CERTIFICATE OF SERVICE**

***Bobby Warren, et al. v. City of Chico, et al.***  
**Case No.: 2:21-cv-00640-DAD-DMC**

I hereby certify that I electronically filed the foregoing document(s) with the Clerk of the United States District Court, Eastern District of California - by using the CM/ECF system on October 4, 2024.

I certify that all participants in the case are registered CM/ECF users and that service will be accomplished by the CM/ECF system.

Executed on October 4, 2024, at City of Industry, California.

/s/ Juanita Vasquez  
Juanita Vasquez