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*Attorneys for Plaintiff,
Sean Munekiyo, on behalf of himself
and all others similarly situated*

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

SEAN MUNEKIYO, *on behalf of*)
himself and all others similarly)
situated,)
)
Plaintiff,)
)
-against-)
)
CAPITAL ONE BANK (U.S.A.), N.A.)
CAPITAL ONE SERVICES, LLC, and)
NCO FINANCIAL SYSTEMS, INC.,)
)
Defendants.)

Civil Action No.:
11-CV-3143(CAS)(JC)

ORDER DISMISSING WITH
PREJUDICE ALL CLAIMS
AGAINST CAPITAL ONE BANK
(U.S.A.), N.A., CAPITAL ONE
SERVICES, LLC, AND NCO
FINANCIAL SYSTEMS, INC.

[PROPOSED] ORDER DISMISSING WITH PREJUDICE
ALL CLAIMS AGAINST CAPITAL ONE BANK (U.S.A.), N.A.,
CAPITAL ONE SERVICES, LLC, AND NCO FINANCIAL SYSTEMS, INC.

1
2 WHEREAS, the parties in the above-captioned matter have filed an Agreed
3 Stipulation Dismissing With Prejudice All Claims Against Defendants Capital One Bank
4 (U.S.A.), N.A., Capital One Services, LLC, and NCO Financial Systems, Inc.; and

5 WHEREAS, the Agreed Stipulation pertains only to Plaintiff's individual claims,
6 and not any potential claims of putative class members; and

7 WHEREAS, because there has been no motion for class certification and no class
8 has been certified, the settlement procedures under Fed. R. Civ. P. 23(e) are not implicated,
9 *see* Fed. R. Civ. P. 23 Advisory Committee's note on 2003 amendments (noting that Fed.
10 R. Civ. P. 23(e) requirements do not apply to individual settlements)

11 IT IS HEREBY ORDERED that the above-captioned action is dismissed with
12 prejudice and without costs to any party.

13
14 Entered this 12th of June, 2012

15
16 SO ORDERED

17 *Christina A. Snyder*

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19 _____
20 Hon. Christina A. Snyder

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[PROPOSED] ORDER DISMISSING WITH PREJUDICE
ALL CLAIMS AGAINST CAPITAL ONE BANK (U.S.A.), N.A.,
CAPITAL ONE SERVICES, LLC, AND NCO FINANCIAL SYSTEMS, INC.