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JS-6

5 Attorneys for Plaintiff, JAMES M. RYAN

8 **UNITED STATES DISTRICT COURT**
 9 **CENTRAL DISTRICT OF CALIFORNIA**

11 JAMES M. RYAN,
 12 Plaintiff,
 13 vs.
 14 BURLINGTON NORTHERN SANTA
 15 FE, LLC a/k/a and/or doing business as
 16 BNSF RAILWAY; MARK
 17 KIRSCHINGER, and individual;
 18 ROBERT LEASE, an individual; and
 19 DOES 1 through 15, inclusive ,
 20 Defendants,

CASE NO.: ED CV 12-0106 DOC (DTBx)

ORDER GRANTING REMAND

The Honorable DAVID O. CARTER,
Judge Presiding

20 Upon stipulation of the parties, and upon request of the Plaintiff, JAMES M.
 21 RYAN, and good cause appearing, IT IS HEREBY ORDERED, that the above
 22 captioned matter that the above-entitled action shall be and is hereby remanded to the
 23 Superior Court for the County of San Bernardino.

24 IT IS SO ORDERED.

26 Dated: April 18, 2012



27 The Honorable DAVID O. CARTER,
 28 United States District Court Judge

1 **PROOF OF SERVICE**

2 **STATE OF CALIFORNIA**)
3 **COUNTY OF RIVERSIDE**) ss.

4 I, Jill Husk, state that I am employed in the aforesaid County, State of
5 California; I am over the age of eighteen years and not a party to the within action;
my business address is 980 Montecito Drive, Suite 209, Corona, California, 92879.

6 On April 17, 2012, I served the foregoing [PROPOSED] **ORDER**
7 **GRANTING REMAND** on the interested parties by placing a true copy thereof,
8 enclosed in a sealed envelope with postage thereon fully prepaid, in the United States
mail at Corona, California, addressed as follows and/or by one of the methods of
service as follows:

9 **Attorneys for Defendants, Burlington Northern Santa Fe, LLC, BNSF Railway**
10 **Co., Mark J. Kirschinger, and Robert Lease**

10 Ronald W. Novotny
11 Kristen N. Silverman
12 **ATKINSON, ANDELSON, LOYA, RUUD & ROMO**
12 12800 Center Court Drive, Suite 300
12 Cerritos, CA 90703-9364
13 Tel: (562) 653-3200
13 Fax: (562) 653-3333

14 X **BY MAIL:** I am readily familiar with this firm's practice of collection and
15 processing of correspondence for mailing with the United States Postal
16 Service, and that the correspondence shall be deposited with the United States
Postal Service the same day in the ordinary course of business pursuant to
Code of Civil Procedure section 1013(a).

17 **BY FAX:** In addition to service by mail as set forth above, a copy of said
18 document(s) were also delivered by facsimile transmission to the addressee
pursuant to Code of Civil Procedure section 1013(e).

19 **BY PERSONAL SERVICE:** I caused to be hand-delivered said document(s)
20 to the office of the addressee, using an attorney service, pursuant to Code of
Civil Procedure section 1011.

21 **BY EXPRESS MAIL:** I caused said document(s) to be placed in an Express
22 Mail Overnight Envelope and deposited in an Express Mail DropBox to be
delivered the following business day pursuant to Code of Civil Procedure
23 section 1013(c).

24 I declare under penalty of perjury under the laws of the State of California that
the foregoing is true and correct. Executed on April 17, 2012, at Corona, California.

25
26 _____
Jill Husk