

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

JS-6

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

DOC TRANSPORTATION INC.,
a California corporation

Plaintiff,

v.

S & J PIXLEY INVESTMENTS,
LLC, a California Limited Liability
Company; INTERNAL REVENUE
SERVICE, a United States agency;
FRANCHISE TAX BOARD, a
California state agency; and DOES
1 through 50, inclusive,

Defendant(s).

CASE NO.: 5:17-cv-01176-FMO-DTB

Assigned for all purposes to:
Hon. Judge Fernando M. Olguin

**ORDER TO DISMISS DEFENDANT
THE UNITED STATES OF AMERICA
AND TO REMAND**

[Filed Concurrently with Stipulation]

IT IS HEREBY ORDERED that, pursuant to the stipulation of the parties
and good cause appearing therefore,

1. The Fourth and Fifth causes of action for quiet title and declaratory
relief of the First Amended Complaint shall be dismissed, without prejudice, in the
present action titled *DOC Transportation Inc. v. S&J Pixley Investments, LLC*, et

1 al. Case No. 5:17-cv-01176-FMO-DTB, pursuant to Federal Rules of Civil
2 Procedure, Rule 41; and

3 2. The present action shall be remanded to the San Bernardino County
4 State Court, Case No. CIVDS1611021.

5

6 Dated: September 20, 2017

_____/s/_____

7

Hon. Fernando M. Olguin
United States District Judge

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28