

1 James J. Arendt, Esq. Bar No. 142937
Michael R. Linden, Esq. Bar No. 192485

WEAKLEY, ARENDT & McGUIRE, LLP
1630 East Shaw Avenue, Suite 176
Fresno, California 93710
Telephone: (559) 221-5256
Facsimile: (559) 221-5262

6 Attorneys for Defendants, DOUG HAYS,
JON McKNIGHT and RUSS SHARROCK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

11 HELEN WATHAN, JAMES F. WATHAN,) CASE NO. 1:05-CV-01609 LJO DB
12 and as surviving heirs of JAMES WATHAN,)
JR., deceased.)

20 Pursuant to Rule 41(a) of the Federal Rules of Civil Procedure, the parties to this action,
21 Plaintiff Helen Wathan and James F. Wathan, on behalf of themselves and on behalf of the Estate
22 of James Wathan, Jr. (hereinafter referred to as “Plaintiffs”), and defendants Jon McKnight, Russ
23 Sharrock and Doug Hays (hereinafter referred to as “Defendants”), through their respective
24 attorneys of record, hereby stipulate and agree that the above captioned action be dismissed in its
25 entirety, with prejudice, all parties to bear their own costs and attorney’s fees.

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2 DATED: September 24, 2009
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4 WEAKLEY, ARENDT & McGUIRE, LLP
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6 By: /s/ James J. Arendt
7 James J. Arendt
8 Attorneys for Defendants
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10 DATED: September 24, 2009
11

12 THE HOEY LAW FIRM
13

14 By: /s/ Jim Hoey
15 Jim Hoey
16 Attorney for Plaintiffs
17

18 Pursuant to Rule 7-131(e) of the Local Rules of the United States District Court for the
19 Eastern District of California, I certify that the content of this document is acceptable to counsel for
20 the Plaintiffs and that I have obtained authorization from James Hoey to affix his electronic
21 signature to this document.
22

23 DATED: September 24, 2009
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25 WEAKLEY, ARENDT & McGUIRE, LLP
26

27 By: /s/ James J. Arendt
28 James J. Arendt
Attorneys for Defendants
29

30 **ORDER**
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32 IT IS SO ORDERED.
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34 Dated: September 28, 2009

35 /s/ Lawrence J. O'Neill
36 UNITED STATES DISTRICT JUDGE
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