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5 Attorneys for Defendant RAJENDRA JAMNADAS, personal representative of the
 ESTATE OF SHANTILAL JAMNADAS and Third Party Defendant RAJENDRA
 6 JAMNADAS, individually

7 UNITED STATES DISTRICT COURT
 8 EASTERN DISTRICT OF CALIFORNIA FRESNO DIVISION
 9

10 UNITED STATES OF AMERICA,)	No. 1:07-CV-00491-LJO-GSA
)	
11 Plaintiff,)	JOINT STIPULATION FOR
)	VOLUNTARY DISMISSAL
12 vs.)	WITHOUT PREJUDICE OF
)	THIRD-PARTY CLAIM
13 STEPHEN C. LYON; SUZANNE S. LYON;)	AGAINST THIRD-PARTY
RUSSELL R. TONDA; DIANE M. TONDA;)	DEFENDANT M.B.L INC.
14 RAJENDRA JAMNADAS, personal)	
representative of the ESTATE OF)	
15 SHANTILAL JAMNADAS, et al.,)	
)	
16 Defendants.)	
)	

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 18 Pursuant to Federal Rule of Civil Procedure 41(a)(2) and (c) and Local rule 83-143,
 19 Third-Party Defendant M.B.L. Inc., and Defendant/Third-Party Plaintiff Rajendra Jamnadas
 20 as the personal representative of the Estate of Shantilal Jamnadas (“Jamnadas”) respectfully
 21 request that this Court enter an order dismissing without prejudice the third-party claims
 22 asserted against M.B.L. Inc. by Jamnadas. In support of this request, the parties hereto
 23 would show the following:

- 24 1. Jamnadas’ operative Third-Party Complaint (Doc. 236), filed March 26,
 25 2008) asserts third-party claims against M.B.L. Inc. (among other parties).

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- 2. Jamnadas desires to dismiss without prejudice its third-party claims against M.B.L. Inc. pursuant to Federal Rule of Civil Procedure 41(a)(2) as made applicable by Rule 41(c). M.B.L. Inc. has no objection to such voluntary dismissal.
- 3. The parties agree they will bear their own costs with respect to the aforementioned third-party claims.

Accordingly, the parties hereto respectfully request that this Court enter an order dismissing without prejudice the third-party claims asserted against M.B.L. Inc. by Jamnadas.

Dated: December 17, 2009 SCHUERING ZIMMERMAN
SCULLY TWEEDY & DOYLE, LLP

By /s/KEITH D. CHIDLAW
KEITH D. CHIDLAW
Attorney for Defendant/Third-Party Plaintiff
RAJENDRA JAMNADAS, as personal
representative of the ESTATE OF
SHANTILAL JAMNADAS and Third Party
Defendant RAJENDRA JAMNADAS,
individually

Dated: December 17, 2009 HAMRICK & EVANS, LLP

By /s/ DOUGLAS K. LACKEY
DOUGLAS K. LACKEY
(as authorized on December 17, 2009)
Attorney for Third-Party Defendant
M.B.L. INC

IT IS SO ORDERED.

Date: December 21, 2009 /s/ Lawrence J. O'Neill
Hon. Lawrence J. O'Neill
United States District Judge