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6 JUAN ESPINOZA, PAUL MARQUEZ, AARON
EPPERLY and ERIC SCHMIDT
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8 UNITED STATES DISTRICT COURT
9 EASTERN DISTRICT OF CALIFORNIA, FRESNO DIVISION
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11 JUAN ESPINOZA, PAUL MARQUEZ,
AARON EPPERLY and ERIC SCHMIDT,
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Plaintiff,
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v.
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COUNTY OF FRESNO,
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Defendant.
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Case No. 1:07-CV-01145-GSA-JLT
**STIPULATION REGARDING DISMISSAL OF
ACTION BY PLAINTIFF ERIC SCHMIDT;
ORDER THEREON**

17 IT IS HEREBY STIPULATED and agreed by Plaintiff Eric Schmidt and Defendant
18 County of Fresno as follows:

- 19 1. That Eric Schmidt agrees to dismiss his claims asserted in the above-entitled action
20 with prejudice as to Defendant County of Fresno; and
21 2. In exchange for the agreement of Plaintiff Schmidt to dismiss his claims, the
22 County of Fresno agrees to waive any claims for attorney's fees and costs against Plaintiff
23 Schmidt.
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1 Dated: November 21, 2013

CARROLL, BURDICK & McDONOUGH LLP

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By /s/ James W. Henderson, Jr.
James W. Henderson, Jr.
Attorneys for Plaintiffs
JUAN ESPINOZA, PAUL MARQUEZ, AARON
EPPERLY and ERIC SCHMIDT

Dated: November 21, 2013

McCORMICK, BARSTOW, SHEPPARD, WAYTE &
CARRUTH LLP

By /s/ Michael G. Woods
Michael G. Woods
Attorneys for Defendant
COUNTY OF FRESNO

ORDER

Pursuant to the above stipulation and Federal Rule of Civil Procedure 41(a)(1)(A)(ii), the Court orders that the claims alleged by Eric Schmidt in the above-entitled action are dismissed with prejudice.

IT IS SO ORDERED.

Dated: November 22, 2013

 /s/ Gary S. Austin
UNITED STATES MAGISTRATE JUDGE