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9 Attorney for plaintiffs,
 10 Rodney Schultz and Patricia Schultz

11 UNITED STATES DISTRICT COURT
 12 EASTERN DISTRICT OF CALIFORNIA
 13 FRESNO DIVISION

13	RODNEY SCHULTZ AND PATRICIA)	CASE NO.: 1:08-CV-00526-OWW-SMS
14	SCHULTZ,)	
15	Plaintiffs,)	STIPULATION FOR NOTICE OF
16	vs.)	DISMISSAL OF THE ESTATE OF JOHN
17	SAKAYE ICHIMOTO, individually and as)	O. JAMISON AND ORDER
18	Trustee or Successor under the ICHIMOTO)	
19	TRUST AGREEMENT DATED SEPTEMBER)	
20	22, 1988; et al.,)	
21	Defendants.)	

22 NOTICE IS HEREBY GIVEN that pursuant to FRCP 41 Rodney and Patricia Schultz and
 23 the defendant Estate of John O. Jamison hereby stipulate to a dismissal of the Estate of John
 24 Jamison from this action under the following terms and conditions.

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- 26 1. Patricia Schultz and Rodney Schultz (collectively "Schultz") shall dismiss the Estate of
 27 John O. Jamison, only, without prejudice.

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1 2. The Estate of John Jamison, only, shall dismiss its counterclaims against Schultz, without
2 prejudice.

3 3. Both parties agree to a mutual waiver of attorney's fees and costs.

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5 IT IS SO STIPULATED.

6 Dated January 28, 2009

SCHARFF, BRADY & VINDING

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By: /s/ Mark R. Wetters
MARK R. WETTERS
Attorneys for Rodney Schultz and
Patricia Schultz

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Dated January 26, 2009

JAMISON AND CHAPPEL

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By: /s/ Gregory M. Chappel
GREGORY M. CHAPPEL
Attorneys for the Estate of John Jamison

18 IT IS SO ORDERED.

19 Dated: January 28, 2009

/s/ Oliver W. Wanger
UNITED STATES DISTRICT JUDGE

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