| 1 2 | LEWIS BRISBOIS BISGAARD & SMITH LLP Julian J. Pardini, Esq. SB# 133878 Sharan P. Lawis Esq. SB# 145340 | | |
|------------------------|--|--|--|
| 3 | Sharon R. Lewis, Esq. SB# 145340 One Sansome Street, Suite 1400 San Francisco, California 94104 | | |
| 4 | Telephone: (415) 362-2580 Facsimile: (415) 434-0882 | | |
| 5 | Attorneys for Defendant | | |
| 6 | ALLIED PROPERTY AND CASUALTY INSURANCE COMPANY | | |
| 7 | | | |
| 8 | UNITED STATES DISTRICT COURT | | |
| 9 | EASTERN DISTRICT OF CALIFORNIA | | |
| 10 | | | |
| 11 | EMMANUEL GOMEZ, |) CASE NO. 1:08-CV-00724-LJO-DLB | |
| 12 | Plaintiff, | STIPULATION AND ORDER OF DISMISSAL OF ENTIRE ACTION WITH | |
| 13 | V. |) PREJUDICE) | |
| 14 | AMCO INSURANCE COMPANY, ALLIED INSURANCE COMPANY, | | |
| 15 | ALLIED PROPERTY AND CASUALTY INSURANCE COMPANY, NATIONWIDE | | |
| 16 | INSURANCE COMPANY, and DOES 1 through 50, inclusive, | | |
| 17 18 | Defendants. |)) | |
| 19 | Plaintiff, Emmanuel Gomez, and defendant, Allied Property and Casualty Insurance | | |
| 20 Lew 21 | Company, by and through its undersigned attorneys of record, hereby stipulate to the dismissal of the above-captioned action with prejudice, and request that this Court enter an order dismissing | | |
| 22 | this entire action with prejudice, each side to bear its own costs. | | |
| 23 | Respectfully submitted, | | |
| 24 | Dated: December, 2008 | | |
| 25 | | | |
| 26 | By /s/ Emmanuel Gomez | | |
| 27 | | | |
| 28 | | | |
| | 4819-0798-0803.1 | -1- | |

| 1 | 1 Dated: December, 2008 LEW | S BRISBOIS BISGAARD & SMITH LLP |
|----|---|--|
| 2 | 2 | |
| 3 | By By | /s/ ian J. Pardini |
| 4 | 4 Sh | aron R. Lewis |
| 5 | 5 Al | torneys for Defendant, lied Property and Casualty Insurance Company |
| 6 | 6 | |
| 7 | 7 ORD | ER |
| 8 | 8 | |
| 9 | Based on the parties' stipulation and good cause, this COURT DISMISSES this action with | |
| 10 | prejudice and DIRECTS the clerk to close this action. | |
| 11 | 1 IT IS SO ORDERED. | |
| 12 | 2 Dated: <u>January 8, 2009</u> | s/ Lawrence J. O'Neill ED STATES DISTRICT JUDGE |
| 13 | | ED STATES DISTRICT JUDGE |
| 14 | 4 | |
| 15 | 5 | |
| 16 | 6 | |
| 17 | 7 | |
| 18 | 8 | |
| 19 | 9 | |
| 20 | ewis Brishols Bisher Bisher Bisher | |
| 21 | 1 | |
| 22 | .2 | |
| 23 | 23 | |
| 24 | 24 | |
| 25 | 25 | |
| 26 | 26 | |
| 27 | 27 | |
| 28 | 8 | |
| | 4819-0798-0803.1 -2- | |

STIPULATION AND ORDER OF DISMISSAL OF ENTIRE ACTION WITH PREJUDICE CASE NO.: 1:08-CV-00724-LJO-DLB