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5 Attorneys for Plaintiff/Counterdefendant/Counterclaimant/Cross-Defendant/Cross-Claimant/Third
 Party Plaintiff RANDY’S TRUCKING, INC., Plaintiff STAR INSURANCE COMPANY, and
 6 Cross-Defendant/Counterclaimant/Cross-Claimant/Third Party Plaintiff FERNANDO M.
 SANDOVAL
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8 UNITED STATES DISTRICT COURT

9 EASTERN DISTRICT OF CALIFORNIA – FRESNO DIVISION

11 RANDY’S TRUCKING, INC. and STAR
 INSURANCE COMPANY,

13 Plaintiffs,

14 v.

15 CITY OF SHAFTER, etc., et al,

16 Defendants.
 17

) **Case No. 1:08-CV-00819 OWW DLB**
)
)
) **STIPULATION OF DISMISSAL AND**
) **ORDER THEREON**

18 AND RELATED ACTIONS, CROSS-
 19 ACTIONS, AND THIRD PARTY ACTIONS
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21 IT IS HEREBY STIPULATED, by and between Michael D. Ott, Esq., for Plaintiff,
 22 Counterdefendant, Counterclaimant, Cross Defendant, Cross Claimant, Third Party Plaintiff, Randy’s
 23 Trucking, Inc., Plaintiff Star Insurance Company, and Cross-Defendant, Counterclaimant, Cross-
 24 Claimant, Third Party Plaintiff, Fernando M. Sandoval, and Mark L. Nations, Chief Deputy, for Third
 25 Party Defendant, Cross Defendant and Counter Defendant, County of Kern, that the above
 26 consolidated action be and hereby is dismissed with prejudice, as to County of Kern only, pursuant to
 27 Federal Rules of Civil Procedure 41(a)(1) and (2) to include the following actions:
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Randy's Trucking, Inc., et al. v. City of Shafter, et al.
USDC Consolidated Case No. 1:08-CV-00819 OWW DLB

Roi Smith v. Randy's Trucking, Inc., et al.
USDC Case No. 1:09-CV-00211 OWW DLB
Consolidated with 1:08-CV-00819 OWW DLB

Robert Garcia, et al. v. Amtrak, et al.
USDC Case No. 1:09-CV-00331 OWW DLB
Consolidated with 1:08-CV-00819 OWW DLB

Each party will bear its own costs and attorneys fees.

DATED: __12/9__, 2009

ERICKSEN ARBUTHNOT

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Claimant/Third Party Plaintiff RANDY'S
TRUCKING, INC., Plaintiff STAR
INSURANCE COMPANY, and Cross-
Defendant/Counterclaimant/Cross-
Claimant/Third Party Plaintiff
FERNANDO M. SANDOVAL

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DATED: ___12/7___, 2009

KERN COUNTY COUNSEL

By / s / Mark L. Nations
Mark L. Nations
Attorneys for Defendant, Third Party
Counter Defendant and Cross Defendant,
COUNTY OF KERN

Defendant

ORDER

IT IS SO ORDERED.

DATED: December 11, 2009

/s/ OLIVER W. WANGER

United States District Judge,
Eastern District of California