1 2	Michael D. Ott, #064454 David J. Frankenberger, #186140 ERICKSEN ARBUTHNOT		
3	Attorneys At Law 2440 West Shaw Avenue, Suite 101		
4	Fresno, California 93711 P: (559) 449-2600 F: (559) 449-2603		
5	Attorneys for Plaintiff/Counterdefendant/Counterclaimant/Cross-Defendant/Cross-Claimant/Third Party Plaintiff RANDY'S TRUCKING, INC., Plaintiff STAR INSURANCE		
6	COMPANY, and Cross-Defendant/Counterclaimant/Cross-Claimant/Third Party Plaintiff FERNANDO M. SANDOVAL		
7 8	LINUTED OT A TEG DISTRICT COLUDT		
9	UNITED STATES DISTRICT COURT		
10	EASTERN DISTRICT OF CALIFORNIA – FRESNO DIVISION		
11	RANDY'S TRUCKING, INC. and STAR	Case No. 1:08-CV-00819 OWW DLB	
12	INSURANCE COMPANY,	) )	
13	Plaintiffs,	STIPULATION OF DISMISSAL AND ORDER THEREON	
14	V.	) )	
15	CITY OF SHAFTER, etc., et al,	) )	
16 17	Defendants.	) ) )	
18 19	AND RELATED ACTIONS, CROSS-ACTIONS, AND THIRD PARTY ACTIONS	) ) ) )	
20	IT IS HEREBY STIPULATED, by and	d between Michael D. Ott, Esq., for Plaintiff,	
22	Counterdefendant, Counterclaimant, Cross Defendant, Cross Claimant, Third Party Plaintiff		
23	Randy's Trucking, Inc., Plaintiff Star Insurance Company, and Cross-Defendant, Counterclaimant		
24	Cross-Claimant, Third Party Plaintiff, Fernando M. Sandoval, National Railroad Passenge		
<ul><li>25</li><li>26</li></ul>	Corporation, by B. Clyde Hutchinson, Esq., and The Burlington Northern and Santa Fe Railway		
27	Company, by Paul A. Auchard, Esq. and B. Clyde Hutchinson, Esq., that the above action		
28	including all counterclaims, cross-claims, cross-complaints, and third party complaints, be and		
	1		
	Stipulation of Dismissal and Order Thereon	<del></del>	

1	hereby is dismissed in its entirety	, with prejudice, pursuant to Rules 41(a)(1) and (2) of the Federal
2	Rules of Civil Procedure.	
3	Each party will bear its own costs and attorneys fees.	
4		
5	DATED N. 1 20 2010	
6	DATED: November 29, 2010	ERICKSEN ARBUTHNOT
7		By/ s / Michael D. Ott
8 9		Michael D. Ott 2440 W. Shaw Ave., #101
10		Fresno, CA 93711
11		<u>mott@ericksenarbuthnot.com</u> P: 559-449-2600 – F: 559-449-2603
12		Attorneys for Plaintiff/Counterdefendant/Counterclaimant/Cross-Defendant/Cross-
13		Claimant/Third Party Plaintiff RANDY'S TRUCKING, INC., Plaintiff STAR
14		INSURANCE COMPANY, and Cross-
15		Defendant/Counterclaimant/Cross- Claimant/Third Party Plaintiff
16		FERNANDO M. SANDOVAL
17		
18	DATED: November 19, 2010	LOMBARDI, LOPER & CONANT, LLC
19		
20		By <u>/ s / B. Clyde Hutchinson</u> B. Clyde Hutchinson, Esq.
21		Attorneys for Defendant/ Cross- Defendant/Counterclaimant/Counter
22		defendant NATIONAL RAILROAD
23		PASSENGER CORPORATION and Cross-Defendant/Counterdefendant/
24		Counterclaimant/Defendant THE BURLINGTON NORTHERN and
25		SANTA FE RAILWAY
27		
28		
		2

1	DATED: November 4, 2010	AUCHARD & STEWART
2		
3 4		By /s/ Paul A. Auchard Paul A. Auchard
5		Attorneys for Cross-Complainant/ Counterclaimant THE BURLINGTON
6		NORTHERN and SANTA FE RAILWAY COMPANY
7		
8		<u>ORDER</u>
9		ORDER
10		
11	IT IS SO ORDERED	
12	IT IS SO ORDERED.	
13	Dated: March 18, 2011	/s/ Oliver W. Wanger UNITED STATES DISTRICT JUDGE
14		UNITED STATES DISTRICT JUDGE
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	Stipulation of Dismissal and Order Thereon	<del></del>