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Attorneys for Defendant

BANK OF AMERICA, N.A.

**UNITED STATES DISTRICT COURT**  
**EASTERN DISTRICT OF CALIFORNIA**  
**FRESNO DIVISION**

JUVENAL CHAVEZ and  
VERONICA CHAVEZ, as individuals

Plaintiffs,

vs.

BANK OF AMERICA, N.A.; PRLAP, INC.;  
and DOES 1 through 50, inclusive,

Defendants.

) Case No.: 1:09-cv-2133 OWW GSA

) **JOINT STIPULATION AND ORDER**  
) **TO DISMISS**

) Action Removed: December 4, 2009

) Trial Date: None Set

1 WHEREAS Plaintiffs JUVENAL CHAVEZ and VERONICA CHAVEZ (collectively,  
2 “Plaintiffs”) and Defendants BANK OF AMERICA, N.A. and PRLAP, INC. (collectively  
3 “Defendants”) hereby stipulate and apply to this Court to dismiss Plaintiffs’ Complaint .

4 WHEREAS Plaintiffs and Defendants (collectively, the “Parties”) have resolved and  
5 settled all allegations set forth in the Complaint.

6 WHEREAS Plaintiffs now seeks to dismiss its Complaint with prejudice against  
7 Defendants.

8 NOW THEREFORE, the Parties jointly stipulate, by and through their counsel of  
9 record and subject to the Court’s approval, to dismiss Defendants with prejudice from the  
10 above-entitled action. The dismissal of Defendants will result in dismissal of the entire action  
11 with prejudice.

12  
13 DATED: August 27, 2010

CHAPIN FITZGERALD SULLIVAN LLP

14  
15 By: /S/ Douglas J. Brown  
16 Douglas J. Brown, Esq.  
17 Attorney for Plaintiffs  
18 JUVENAL CHAVEZ and  
VERONICA CHAVEZ

19  
20 DATED: August 27, 2010

SEVERSON & WERSON

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22 By: /S/ Andrew W. Noble  
23 Patricia L. McClaran, Esq.  
24 Andrew W. Noble, Esq.  
25 Attorneys for Defendant  
26 BANK OF AMERICA, N.A.  
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1 **ORDER**

2 The Court having reviewed the Joint Stipulation of Plaintiffs JUVENAL CHAVEZ and  
3 VERONICA CHAVEZ ("Plaintiffs") and Defendants BANK OF AMERICA, N.A. and  
4 PRLAP, INC. ("Defendants") to dismiss Plaintiffs' Complaint against Defendants.  
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6 Having considered the Joint Stipulation and good cause having been shown for the  
7 requested relief,

8 **IT IS HEREBY ORDERED THAT** Plaintiffs' Complaint against Defendants is  
9 hereby dismissed with prejudice.

10 **IT IS FURTHER ORDERED THAT** the dismissal of Defendants will result in  
11 dismissal of the entire action with prejudice.

12 IT IS SO ORDERED.

13 Dated: August 27, 2010

14 /s/ Oliver W. Wanger  
15 UNITED STATES DISTRICT JUDGE  
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