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8 **UNITED STATES DISTRICT COURT**
9 **EASTERN DISTRICT OF CALIFORNIA**

10 WANG XAY KUE; PANG VANG KUE; MAI)
LEE KUE; CHONG C. KUE; MAI KA KUE;) Case No. 1:14-cv-00388-AWI-GSA
11 PAO KUE; and BEE KUE,)
) STIPULATION AND ORDER FOR
12 Plaintiffs,) DISMISSAL OF PLAINTIFFS MAI
) LEE KUE; CHONG C. KUE; MAI KA
13 v.) KUE; PAO KUE; AND BEE KUE
)
14 UNITED STATES, DEPARTMENT OF THE)
INTERIOR,)
15)
16 Defendant.)

17 IT IS HEREBY STIPULATED by and between the parties, Plaintiffs Wang Xay Kue; Pang
18 Vang Kue; Mai Lee Kue; Chong C. Kue; Mai Ka Kue; Pao Kue; and Bee Kue (“Plaintiffs”), and
19 Defendant United States (“United States”), by and through their undersigned attorneys, that Plaintiffs
20 Mai Lee Kue; Chong C. Kue; Mai Ka Kue; Pao Kue; and Bee Kue, are siblings of Kao Kue that are not
21 proper plaintiffs in this action, and the only proper plaintiffs are Kao Kue’s parents, Wang Xay Kue and
22 Pang Vang Kue. Therefore, the parties, through their undersigned counsel agree and stipulate that,
23 plaintiffs Mai Lee Kue; Chong C. Kue; Mai Ka Kue; Pao Kue; and Bee Kue, shall be dismissed with
24 prejudice but without costs or attorney fees to either party in accordance with Federal Rule of Civil
25 Procedure 41(a). The parties further agree and stipulate that the action will now proceed with only
26 Wang Xay Kue and Pang Vang Kue as plaintiffs.

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1 IT IS SO STIPULATED.

2 Respectfully submitted,

3 Dated: November 25, 2014

BENJAMIN B. WAGNER
UNITED STATES ATTORNEY

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6 /s/Alyson A. Berg
ALYSON A. BERG
Assistant United States Attorney
7 Attorney for Defendant United States

8 Dated: November 17, 2014

Law Office of Daniel M. O'Leary

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10 /s/Daniel M. O'Leary
Daniel M. O'Leary
11 Attorneys for Plaintiffs

12 Dated: November 17, 2014

The Kick Law Firm

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15 /s/Thomas A. Segal
Thomas Alistar Segal
16 Attorney for Plaintiffs

17 **ORDER OF DISMISSAL**

18 For good cause showing, the above stipulation is APPROVED, and Plaintiffs Mai Lee Kue;
19 Chong C. Kue; Mai Ka Kue; Pao Kue; and Bee Kue are hereby ordered DISMISSED WITH
20 PREJUDICE, each party to bear their own fees and costs.

21 IT IS SO ORDERED.

22 Dated: November 26, 2014

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24 SENIOR DISTRICT JUDGE