

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

MARTIN FERNANDEZ, ) Case No.: 1:14-cv-00723-SKO  
Plaintiff, )  
vs. ) STIPULATION OF DISMISSAL  
CAROLYN W. COLVIN, ) (Fed. R. Civ. P. 41(a)(1))  
Acting Commissioner of Social Security, )  
Defendant. )

IT IS HEREBY STIPULATED AND AGREED, by and between the parties, through their respective counsel of record, pursuant to Federal Rules of Civil Procedure, Rule 41(a)(1), as follows:

1. This action was commenced on May 12, 2014.
2. The action is not a class action; a receiver has not been appointed; and the action is not governed by any statute of the United States that requires an order of the court for dismissal.
3. This action is hereby dismissed, in its entirety, without prejudice.

Dated: March 6, 2015

Respectfully submitted,  
/s *Jonathan Omar Pena*  
**JONATHAN OMAR PENA**  
Attorney for Plaintiff

1 Dated: March 6, 2015

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BENJAMIN B. WAGNER  
United States Attorney  
DONNA L. CALVERT  
Acting Regional Chief Counsel, Region IX  
Social Security Administration

(As authorized via email)

By:

Francesco Paulo Benavides  
Special Assistant U.S. Attorney  
Attorneys for Defendant

ORDER

Pursuant to the parties' stipulation, IT IS HEREBY ORDERED that this action is dismissed without prejudice.

IT IS SO ORDERED.

Dated: March 16, 2015

/s/ Sheila K. Oberto  
UNITED STATES MAGISTRATE JUDGE