

1 **UNITED STATES DISTRICT COURT**
2 **EASTERN DISTRICT OF CALIFORNIA**
3 **FRESNO DIVISION**

4 **CYNTHIA HOPSON,**

5
6 PLAINTIFF,

7 v.

8
9 **DARREL SMILEY**, as an individual and doing
10 business as "Smiley's Shell Service," **RENA**
11 **RUDELL**, as an individual and in her
12 capacity as representative for the Rena Ruddell
13 Separate Property Trust, and DOES 1-10,
inclusive,

13 DEFENDANTS.

Case No.: 1:15-cv-01333-SKO

**STIPULATED DISMISSAL; ORDER
THEREON**

[Fed. R. Civ. P. 41]

14 **IT IS HEREBY STIPULATED** by and between the parties in this action through their
15 designated counsel, that this action be and is hereby dismissed in its entirety, **WITH PREJUDICE**,
16 pursuant to Federal Rules of Civil Procedure 41(a)(1). The parties shall bear their own costs and
17 attorney fee's in connection with the lawsuit and the negotiation and preparation of any agreement
18 entered into by such parties.

19
20 Date: January 25th, 2016

/s/Daniel Malakauskas
By: Daniel Malakauskas,
Attorney for Plaintiff

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23 Dated: January 25th 2016

/s/Christina Tillman
By: Christina Tillman, of,
McCormick Barstow LLP
Attorneys for Defendants

ORDER

Pursuant to the stipulation of the parties for dismissal of this case with prejudice in accordance with Rule 41(a)(1)(ii), **IT IS HEREBY ORDERED** that this action be closed, and that the parties shall bear their own costs and attorney’s fees in connection with the lawsuit and the negotiation and preparation of any agreement entered into by such parties.

IT IS SO ORDERED.

Dated: January 25, 2016

/s/ Sheila K. Oberto
UNITED STATES MAGISTRATE JUDGE

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