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10 IN THE UNITED STATES DISTRICT COURT
11 FOR THE EASTERN DISTRICT OF CALIFORNIA
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13 ALICIA DABNEY,

14 Plaintiff,

15 v.

16 MICHAEL YOUNG, Acting Secretary,
U.S. Department of Agriculture,

17 Defendant.
18
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CASE NO. 1:16-CV-01685-LJO-BAM

**STIPULATION AND ORDER
DISMISSING CERTAIN CLAIMS
AND TRANSFERRING BREACH
OF CONTRACT CLAIM TO
COURT OF FEDERAL CLAIMS**

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21 Plaintiff, by and through her attorneys of record, and Defendant, by and through his attorneys
22 of record, hereby stipulate to the following, subject to approval of the Court:
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24 1. Plaintiff's claims for negligent and intentional interference with prospective
25 economic advantage (Claims One and Two) are dismissed for lack of subject matter jurisdiction.

26 2. Plaintiff's claim for breach of contract, which is in excess of the jurisdictional limits,
27 is transferred to the Court of Federal Claims.
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1 matter jurisdiction, statute of limitations, and failure to state a claim upon which relief may be
2 granted.

3 4. Each of the parties shall bear their own costs and fees related to the proceedings in
4 this Court.

5 IT IS SO ORDERED.

6 Dated: May 19, 2017

/s/ Lawrence J. O'Neill
7 UNITED STATES CHIEF DISTRICT JUDGE

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