

1 JUNG HANG SUH
2 SOO JUNG SUH
3 3003 Mojave Dr.
4 West Sacramento, CA 95691

5 Third-Party (Cross) Plaintiffs
6 IN PRO PER

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10 Attorneys for Third-Party (Cross) Defendant
11 MARIE L. WHITCOMBE, individually and as Trustee
12 of the Marie L. Whitcombe Trust

13 UNITED STATES DISTRICT COURT
14 EASTERN DISTRICT OF CALIFORNIA

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17 CHARLES H. LEWIS and JANE W. LEWIS,
18 Plaintiffs,
19 vs.
20 ROBERT D. RUSSELL, et al.,
21 Defendants.

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23
24 AND ALL RELATED CROSS- AND
25 COUNTER-CLAIMS

Case No. CIV-S-03-2646 WBS AC

**STIPULATION OF THIRD-PARTY
(CROSS) PLAINTIFFS JUNG HANG
SUH AND SOO JUNG SUH AND
THIRD-PARTY (CROSS) DEFENDANT
MARIE L. WHITCOMBE, DECEASED,
INDIVIDUALLY AND AS TRUSTEE OF
THE MARIE L. WHITCOMBE TRUST,
FOR DISMISSAL OF CROSS-CLAIMS;
[PROPOSED] ORDER OF DISMISSAL**

[Fed. R. Civ. Proc. 41(a)(1)(A)(ii)]

Trial Date: April 24, 2017

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STIPULATION

Third-Party (Cross) Plaintiffs Jung Hang Suh and Soo Jung Suh (collectively, the “Suhs”); and Third-Party (Cross) Defendant Marie L. Whitcombe, Deceased, individually and as Trustee of the Marie L. Whitcombe Trust (“Whitcombe”), through her attorneys of record, stipulate to the following:

That the Suhs’ claims in its Cross-Claims, filed on or about May 16, 2004 in the above-entitled action, be dismissed in their entirety, with prejudice, as against Whitcombe only.

Dated: May 5, 2016 /S/Jung Hang Suh
Third Party (Cross) Plaintiff
JUNG HANG SUH

Dated: May 5 2016 /S/ Soo Jung Suh
Third Party (Cross) Plaintiff
SOO JUNG SUH

Dated: May 11, 2016 DOWNEY BRAND LLP

By: _____/S/ Olivia M. Wright
STEVEN H. GOLDBERG
OLIVIA M. WRIGHT
Attorneys for Third Party (Cross) Defendant
MARIE L. WHITCOMBE, Deceased, individually and
as Trustee of the Marie L. Whitcombe Trust


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ORDER OF DISMISSAL

The Court, having reviewed and considered the stipulation set forth above and good cause appearing, issues the following Order:

IT IS HEREBY ORDERED that the Cross-Claims filed by Third-Party (Cross) Plaintiffs Jung Hang Suh and Soo Jung Suh in the above-entitled action on May 16, 2004 be, and hereby are, dismissed in their entirety, with prejudice, as to Third-Party (Cross) Defendant Marie L. Whitcombe, individually and as Trustee of the Marie L. Whitcombe Trust, only.

Dated: May 11, 2016



WILLIAM B. SHUBB
UNITED STATES DISTRICT JUDGE