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A Professional Corporation
Redwood City

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8 *NORTH AMERICAN SPECIALTY INSURANCE*
9 *COMPANY*

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11 *DEBORAH SAUERS*

11 UNITED STATES DISTRICT COURT
12 EASTERN DISTRICT OF CALIFORNIA
13 SACRAMENTO DIVISION

15 NORTH AMERICAN SPECIALTY
16 INSURANCE COMPANY,

16 Plaintiff,

17 v.

18 JOSEPH C. CAMPBELL, individually and
19 also known as JOE CAMPBELL, and
20 JOSEPH CHARLES CAMPBELL, and
21 d/b/a JC SHOW HORSES; JC SHOW
22 HORSES, LLC; and DEBORAH
23 SAUERS, individually.

22 Defendants.

CASE NO. 2:09-CV-02061-GEB-EFB

**REQUEST FOR STIPULATED
DISMISSAL BY PLAINTIFF AND
[PROPOSED] ORDER THEREON**

[FRCP 41(a)(1)(A)(ii)]

24 Plaintiff NORTH AMERICAN SPECIALTY INSURANCE COMPANY and Defendant
25 DEBORAH SAUERS hereby request that the first cause of action (Rescission) in the
26 above-entitled action be dismissed, with prejudice, pursuant to Rule 41(a)(1)(A)(ii). Plaintiff
27 NORTH AMERICAN SPECIALTY INSURANCE COMPANY and Defendant DEBORAH
28 SAUERS hereby further requests that the Complaint against Deborah Sauers be dismissed, with

1 prejudice, pursuant to Rule 41(a)(1)(A)(ii), with each party to bear their own fees and costs of
2 suit.

3 Defendants JOSEPH CAMPBELL and JC SHOW HORSES, LLC have failed to appear in
4 this action and entry of default judgment against JOSEPH CAMPBELL and JC SHOW HORSES,
5 LLC was entered by this Court on August 5, 2010, Document No. 59.

6 Plaintiff NORTH AMERICAN SPECIALTY INSURANCE COMPANY and Defendant
7 DEBORAH SAUERS hereby further request that the registry funds deposited by NORTH
8 AMERICAN SPECIALTY INSURANCE COMPANY on July 31, 2009, in the amount of
9 \$8,989.50 (Receipt No. CAE200018825) be released to NORTH AMERICAN SPECIALTY
10 INSURANCE COMPANY.

11 **IT IS SO STIPULATED.**

12 Dated: June _____, 2010

STIPULATED AS TO FORM AND ENTRY
ROPERS, MAJESKI, KOHN & BENTLEY

15 By: _____
16 ENRIQUE MARINEZ
17 Attorneys for Plaintiff
18 NORTH AMERICAN SPECIALTY
19 INSURANCE COMPANY

18 Dated: June _____, 2010


STIPULATED AS TO FORM AND ENTRY
LEPLEY LAW FIRM

21 By: _____
22 PATRICK H. LEPLY
23 Attorneys for Defendant
24 DEBORAH SAUERS

ORDER

25 **IT IS SO ORDERED.**

26 Dated: 8/19/10

27 
28 GARLAND E. BURRELL, JR.
United States District Judge