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IN THE UNITED STATES DISTRICT COURT
 FOR THE EASTERN DISTRICT OF CALIFORNIA

Case No.: CIV.S 09-cv-02731-WBS-KJN

Scott N. Johnson

Plaintiff,

vs.

**STIPULATED DISMISSAL OF DONALD
DEVRIES; KATHLEEN DEVRIES AND
Proposed ORDER**

Donald Devries, et al,

Defendants

Complaint Filed: October 1, 2009

**CASE TO BE REMAINED OPEN WITH
REMAINING DEFENDANTS**

IT IS HEREBY STIPULATED by Plaintiff, Scott N. Johnson, that Defendants (Donald Devries; Kathleen Devries) be and are hereby dismissed **WITHOUT PREJUDICE** pursuant to FRCP 41 (a)(2). This case is to be remained open with remaining Defendants. Defendants (Donald Devries; Kathleen Devries) are dismissed because these Defendants are not proper parties to this action.

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Dated: March 18, 2010

/s/Scott N. Johnson
SCOTT N. JOHNSON
Attorney for Plaintiff

GURNEE & DANIELS, LLP

Dated: March 18, 2010

/s/Candace H. Shirley
CANDACE H. SHIRLEY,
Attorney for Defendants,
DONALD DEVRIES;
KATHLEEN DEVRIES

IT IS SO ORDERED.

Dated: March 25, 2010



WILLIAM B. SHUBB
UNITED STATES DISTRICT JUDGE