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

Case No.: CIV.S 09-cv-03176-WBS-EFB

Scott N. Johnson

Plaintiff,

vs.

Hoanghai Nguyen., et al,

Defendants

**STIPULATED DISMISSAL OF  
 DEFENDANT MARY ELLEN ROBERTS  
 AND ORDER**

Complaint Filed: NOVEMBER 16, 2009

**CASE TO REMAIN OPEN WITH  
 REMAINING DEFENDANTS**

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**IT IS HEREBY STIPULATED** by Plaintiff, Scott N. Johnson, and Defendant Mary Ellen Roberts (Pro Se) that Defendant (Mary Ellen Roberts) be and is hereby dismissed **WITH PREJUDICE** pursuant to FRCP 41 (a)(2). This case is to remain open with remaining Defendants. Defendant (Mary Ellen Roberts) is dismissed because Plaintiff and this Defendant have settled their dispute.

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Dated: August 11, 2010

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

Dated: August 18, 2010

/s/Mary Ellen Roberts  
MARY ELLEN ROBERTS,  
Defendant in Pro Per

**IT IS SO ORDERED.**

Dated: August 26, 2010

  
WILLIAM B. SHUBB  
UNITED STATES DISTRICT JUDGE