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Attorneys for Defendant

ROCKY BLUFFS PROPERTY

OWNERS' ASSOCIATION

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
SACRAMENTO DIVISION

RAKESH JOSHI, an individual;
PRANIKA JOSHI, an individual;

Plaintiffs,

vs.

ROCKY BLUFFS PROPERTY OWNERS'
ASSOCIATION, a California corporation, and
DOES 1 through 25,

Defendants.

Case No.: 2:11-cv-00083-LKK-CMK

ACTION FILED: January 10, 2011

**STIPULATION AND ORDER
REGARDING PLAINTIFFS'
AGREEMENT TO PAY DEFENDANT'S
ATTORNEY'S FEES AND COSTS
INCURRED IN PREPARING AND
FILING DEFENDANT'S SPECIAL
MOTION TO STRIKE IN THE AMOUNT
OF \$3,597**

1 IT IS HEREBY STIPULATED, by and between Plaintiffs Rakesh Joshi and Pranika
2 Joshi (collectively, "Plaintiffs") and Defendant Rocky Bluffs Property Owners' Association
3 ("Defendant"), as follows:
4

5 WHEREAS on or about February 14, 2011, Defendant Rocky Bluffs Property Owners'
6 Association filed a Special Motion to Strike Plaintiffs Rakesh Joshi's and Pranika Joshi's
7 (collectively, "Plaintiffs") causes of action for defamation and false light in this Action (the
8 "Motion");
9

10 WHEREAS on or about March 4, 2011, Plaintiffs dismissed their causes of action for
11 defamation and false light and thereby rendering moot Defendant's Motion;
12

13 WHEREAS Defendant sought to recover its attorney's fees and costs incurred in
14 preparing and filing the Motion, and following Plaintiffs' voluntary dismissal of the
15 aforementioned causes of action, Plaintiffs and Defendant came to an agreement regarding the
16 payment of attorney's fees in connection with the Motion;
17

18 WHEREAS on or about March 4, 2011, Plaintiffs offered to pay Defendant Three-
19 Thousand-Five-Hundred-Ninety-Seven dollars (\$3,597.00) as Defendant's reasonable attorney's
20 fees incurred in preparing and filing the Motion;
21

22 WHEREAS on or about July 28, 2011, Defendant accepted Plaintiffs' offer of Thousand-
23 Five-Hundred-Ninety-Seven dollars (\$3,597.00); and
24

25 WHEREAS Plaintiffs and Defendant have agreed further that payment of the attorney's
26 fees stated herein shall be due and payable: (1) on the date any settlement sum is to be exchanged
27 by the parties or (2) within 15 days of the date that the court issues an order addressing the merits
28 of any motion for summary judgment. If the case is not resolved by settlement or a summary

1 judgment motion is not heard, the sums shall be made payable within 15 days of Rocky Bluffs
2 and Plaintiffs signing a stipulation of dismissal of this case or the Court issues a dismissal. The
3 parties agree that the Court will retain jurisdiction over this matter to ensure the sums are paid by
4 Plaintiffs.

5
6 IT IS SO STIPULATED.

7
8 DATED: January 19, 2012

KAUFMAN DOLOWICH VOLUCK & GONZO LLP

9
10 /s/ Katherine S. Catlos

11 _____
12 Katherine S. Catlos
13 Gabriel N. Rubin
14 Attorneys for Defendant
15 ROCKY BLUFFS PROPERTY
16 OWNERS' ASSOCIATION

17
18 DATED: January 19, 2012

THE LAW OFFICES OF JASON D. ANNIGIAN, APC

19 _____
20 Jason D. Annigian
21 Attorneys for Plaintiffs
22 RAKESH JOSHI AND PRANIKA JOSHI

23
24 **IT IS SO ORDERED,**

25
26 Dated: January 20, 2012.

27 _____
28 LAWRENCE K. KARLTON
29 SENIOR JUDGE
30 UNITED STATES DISTRICT COURT