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 7 **IN THE UNITED STATES DISTRICT COURT**
 8 **EASTERN DISTRICT OF CALIFORNIA**

9 ALEX ZIVKOVICH, *et al.*,
 10 Plaintiffs,
 11 v.
 12 UNITED STATES OF AMERICA,
 13 Defendant.

CASE NO. 2:14-cv-01198-MCE-KJN

**STIPULATION AND ORDER
 REGARDING DISMISSAL**

14 On July 26, 2016, the parties notified the Court that this matter had settled and that the parties
 15 were working diligently to complete payment and would file a dismissal thereafter. (Dkt. No. 27).
 16 Payment has now been made. Therefore, pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii),
 17 the parties hereby stipulate that this action be dismissed with prejudice. Rule 41(a) provides, in relevant
 18 part, that the parties may voluntarily dismiss an action by filing “a stipulation of dismissal signed by all
 19 parties who have appeared.” Thus, the parties hereby stipulate and propose that the Court enter an Order
 20 vacating all dates in this matter and dismissing this case with prejudice.

21 Respectfully submitted,

22 DATED: August 11, 2016

23 PHILLIP A. TALBERT
 Acting United States Attorney
 By: /s/ Gregory T. Broderick
 24 GREGORY T. BRODERICK
 Assistant United States Attorney

25 DREYER BABICH BUCCOLA WOOD
 26 CAMPORA, LLP
 27 By: /s/ Joseph R. Yates (authorized 08/11/2016)
 28 JOSEPH R. YATES
 Attorney for Plaintiffs

1 **ORDER**

2 Based on the parties' stipulation, and pursuant to Federal Rule of Civil Procedure 41(a), IT
3 IS HEREBY ORDERED THAT:

- 4 1. All dates in this matter are hereby vacated; and
5 2. This action is dismissed with prejudice, each side to bear its own fees and costs.
6 3. The matter having now been resolved in its entirety, the Clerk of Court is directed to
7 close the file.

8 **IT IS SO ORDERED.**

9 Dated: August 11, 2016

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11 MORRISON C. ENGLAND, JR.
12 UNITED STATES DISTRICT JUDGE
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