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11 Attorneys for Defendant  
12 EATON CORPORATION

13 UNITED STATES DISTRICT COURT  
14 EASTERN DISTRICT OF CALIFORNIA

15 TATIANA DOBIC; SERGHEI DOBIC, a  
16 minor, by and through his Guardian Ad  
17 Litem, Galina Fatnik; ANASTASIA  
18 DOBIC, a minor, by and through her  
19 Guardian Ad Litem, Galina Fatnik;  
20 KRISTINA DOBIC, a minor, by and  
21 through her Guardian Ad Litem, Galina  
22 Fatnik; and ELIZABETH DOBIC, a  
23 minor, by and through her Guardian  
24 Ad Litem, Galina Fatnik,

25 Plaintiffs,

26 v.

27 EATON CORPORATION; D.C. TRUCK  
28 CENTER, INC., and DOES 1 through 50,

Defendants.

Case No. 2:14-cv-01367-MCE-DAD

**STIPULATION FOR REMAND;  
ORDER**

WHEREAS, defendant Eaton Corporation (“Eaton”) removed the above-entitled action from the Yolo County Superior Court to the Eastern District Court of California on June 5, 2014, based on diversity jurisdiction and information suggesting that defendant D.C. Truck Center, Inc., was plaintiffs’ decedent’s employer and an improperly joined defendant.

WHEREAS, on June 5, 2014, plaintiffs’ attorneys orally represented to Eaton’s attorneys that decedent was not employed by either defendant D.C. Truck Center, Inc., or DC Transport, Inc.,

1 but instead was an independent contractor of DC Transport, Inc. Plaintiff's counsel then provided  
2 documentation showing that DC Transport, Inc., was a separate and distinct entity from D.C. Truck  
3 Center, Inc. Plaintiffs' attorneys further provided Eaton with pay information reflecting payments  
4 by DC Transport, Inc., to decedent from August 2011 to April 2013.

5 WHEREAS, defendant D.C. Truck Center, Inc., has not appeared in the case as of the filing of  
6 this Stipulation.

7 IT IS HEREBY AGREED by and between plaintiffs and defendant Eaton, through their counsel  
8 of record, that this case be remanded to the Yolo County Superior Court, Case No. P014-723, the court  
9 in which it was originally filed and from which it was removed.

10 IT IS FURTHER AGREED that by this stipulation and remand, Eaton does not waive, and  
11 expressly reserves, the right to remove the case in the future should evidence be obtained supporting  
12 removal.

13 DATED: June 13, 2014

DREYER BABICH BUCCOLA  
WOOD CAMPORA, LLP

15 By: /s/ Steven M. Campora  
16 Steven M. Campora  
17 Catia G. Saraiva  
Attorneys for Plaintiffs


18 DATED: June 13, 2014

TUCKER ELLIS LLP

19 By: /s/ Peggy S. Doyle  
20 Daniel J. Kelly  
21 Peggy S. Doyle  
Attorneys for Defendant  
EATON CORPORATION

22 IT IS SO ORDERED.

23 **DATED: JUNE 25, 2014**

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25 \_\_\_\_\_  
26 MORRISON C. ENGLAND, JR., CHIEF JUDGE  
27 UNITED STATES DISTRICT COURT  
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