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 6 Attorney for Plaintiff

7 UNITED STATES DISTRICT COURT
 8 EASTERN DISTRICT OF CALIFORNIA

9 Babar RASHID,
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 11 Plaintiff,
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 13 v.
 14 DEPARTMENT OF HOMELAND
 15 SECURITY, John F. Kelly,
 16 Secretary; et al.,
 17
 18 Defendants.

No. 2:14-cv-2109-JAM-KJN

**JOINT STIPULATION AND
 ORDER RE: DISMISSAL
 AND EAJA MOTION**

19 Plaintiff was sworn in as a U.S. citizen on June 28, 2017.
 20 The parties therefore stipulate to voluntary dismissal of this
 21 case with this Court retaining jurisdiction to consider
 22 Plaintiff's Motion for Attorney fees pursuant to the Equal Access
 23 to Justice Act, the deadline for which is governed by 28 USC §
 24 2412 (d). The Motion therefore will be filed no later than July
 25 17, 2017, which will be within 30 days of the 60 days allowed for
 26 appealing this Court's Remand Order of April 19, 2017.

1 Dated: June 30, 2017

Respectfully submitted,

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/s/ Ruby Lieberman

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RUBY LIEBERMAN

Attorney for Plaintiff

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Dated: June 30, 2017

/s/

AUDREY B. HEMESATH

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ORDER

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Pursuant to the terms of the parties' stipulation for voluntary dismissal, IT IS HEREBY ORDERED that:

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1. The matter is dismissed;

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2. This Court retains jurisdiction to adjudicate a Motion

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submitted by Plaintiff under the Equal Access to Justice

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Act;

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3. The deadline for any application for an award under the

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Equal Access to Justice Act is government by 28 USC § 2412

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(d).

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IT IS SO ORDERED.

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Dated: 6/30/2017

/s/ John A. Mendez

JOHN A. MENDEZ

UNITED STATES DISTRICT COURT JUDGE

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