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5 Attorneys for Plaintiffs
 6 STEVE AND MARY ELLEN SMITH

7
 8 UNITED STATES DISTRICT COURT
 9 FOR THE EASTERN DISTRICT OF CALIFORNIA

10 STEVE AND MARY ELLEN SMITH,
 11 individuals,

12 Plaintiffs,

13 v.

14 BANK OF AMERICA, N.A.; THE
 15 BANK OF NEW YORK MELLON
 FKA THE BANK OF NEW YORK
 16 AS TRUSTEE FOR THE
 17 CERTIFICATEHOLDERS OF THE
 CWABS, INC., ASSET BACKED
 18 CERTIFICATES, SERIES 2004-12;
 and DOES 1 through 20 inclusive,

19 Defendants.

) Case No.: 2:15-cv-00097-JAM-CMK

) **JOINT NOTICE OF DISMISSAL; ORDER**

21 Plaintiffs STEVE AND MARY ELLEN SMITH, and Defendants BANK OF AMERICA,
 22 N.A.; THE BANK OF NEW YORK MELLON FKA THE BANK OF NEW YORK AS
 23 TRUSTEE FOR THE CERTIFICATEHOLDERS OF THE CWABS, INC. ASSET BACKED
 24 CERTIFICATES, SERIES 2004-12, (hereafter the Parties) by and through their counsel of
 25 record, hereby request that the Court dismisses the above-entitled matter, with prejudice.
 26

1 Respectfully Submitted,

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3
4 DATED: August 11, 2015

UNITED LAW CENTER
A Professional Law Corporation

6 By: /s/ Rando Rodriguez

7
8 Rando A. Rodriguez
9 Attorney for Plaintiffs
10 Steve and Mary Ellen Smith

11 DATED:

REED SMITH LLP

13 By:

14
15 Payal K. Cadman
16 Attorney for Defendants
17 Bank of America, N.A.; and The Bank of New York
18 Mellon fka The Bank of New York As Trustee For
19 the Certificateholders Of The CWABS, Inc., Asset-
20 Backed Certificates, Series 2004-12

ORDER

IT IS HEREBY ORDERED, that the Court dismisses the entire case with prejudice.

IT IS SO ORDERED.

Dated: August 14, 2015

/s/ John A. Mendez
Hon. JOHN A. MENDEZ
United States District Court, Eastern
District of California

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1 **SMITH V. BANK OF AMERICA, N.A., et al.**
2 **United States District Court – Eastern District**
3 **CASE NO.: 2:15-cv-00097**

4 **CERTIFICATE OF SERVICE**

5
6 **I, Kassandra Montgomery, certify and declare as follows:**

7 I am over the age of 18 years and not a party to this action.

8 My business address is, 3013 Douglas Blvd., Suite 200, Roseville, California, 95661.

9 This **JOINT NOTICE OF DISMISSAL; [PROPOSED ORDER]** filed through the ECF
10 system was previously sent electronically to the registered participants as identified on the Notice of
11 Electronic Filing (NEF) on the 11th day of August 2015.

12 I declare under penalty of perjury that the foregoing is true and correct.

13
14 UNITED LAW CENTER
15 A Professional Law Corporation

16 By: /S/ Kassandra Montgomery
17 Kassandra Montgomery, Paralegal