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Attorney for Plaintiff
E. MICHEAL RICH

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
SACRAMENTO DIVISION

E. MICHEAL RICH,)	CASE NO. 2:16-cv-00553-WSB-EFB
)	
Plaintiff)	STIPULATION TO LIMIT PLAINTIFF
)	RECOVERY AND REMAND MATTER
vs.)	BACK TO STATE COURT AND
)	PROPOSED ORDER THEREON
SOUTHWEST AIRLINES CO., A)	
TEXAS CORPORATION DOING)	
BUSINESS IN CALIFORNIA, and)	
DOES 1-12, inclusive)	
)	
Defendants)	
	/	

STIPULATION TO LIMIT PLAINTIFF RECOVERY AND REMAND
MATTER BACK TO STATE COURT AND PROPOSED ORDER THEREON

WHEREAS, on February 8, 2016, Plaintiff E. Micheal Rich, ("Plaintiff), filed a
Complaint for Personal Injury in Sacramento Superior Court, #34-2016-00190243;

1 WHEREAS, Defendant Southwest Airlines Co., ("Defendant"), filed a Notice of
2 Removal to Federal District Court on March 15, 2016, #2:16-cv-005530-WBS-EFB;

3 WHEREAS, Plaintiff has agreed to limit his recovery to no greater than
4 \$75,000.00.

5 NOW THEREFORE, IT IS HEREBY STIPULATED, by and between the parties,
6 through their respective counsel, that:
7

- 8 1. Plaintiff's recovery for the injuries complained of in the action of E. Micheal
9 Rich vs. Southwest Airlines Co. shall be no greater than \$75,000.00;
10
11 2. Based upon Plaintiff's agreement to limit his recovery to \$75,000.00, or less,
12 the parties agree that subject matter jurisdiction pursuant to 28 U.S.C. section
13 1441(b) no longer exists and that the case should be remanded to state court.

14 Dated: 4/18/16

LAW OFFICES OF ALLAN R. FRUMKIN, INC.

15
16 */s/* _____
17 **Allan R. Frumkin, Esq., Attorney for Plaintiff**

18 Dated: 4/18/16


THE RYAN LAW GROUP

19
20 */s/* _____
21 **Timothy J. Ryan, Esq., Attorney for Defendant**
22 **Southwest Airlines Co.**

23 **ORDER**

24 Pursuant to the stipulation of facts set forth above, the Court orders this matter
25 remanded to the Superior Court of California, County of Sacramento and the Clerk of
26 the Court is ordered to administratively close the file in this case.

27 Dated: April 20, 2016

28 
WILLIAM B. SHUBB
UNITED STATES DISTRICT JUDGE