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19 Attorneys for Defendants  
 20 THE PERMANENTE MEDICAL GROUP, INC.,  
 21 and JAMES THUM

22 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
 23 EASTERN DISTRICT OF CALIFORNIA - SACRAMENTO DIVISION

24 LINDA DEL VALLE, an Individual,  
 25 Plaintiff,

26 v.

27 THE PERMANENTE MEDICAL GROUP,  
 28 INC.; and JAMES THUM, an Individual; and  
 DOES 1 through 30, inclusive,  
 Defendants.

Case No. 2:16-CV-00910-MCE-CKD

**JOINT STIPULATION FOR PARTIAL  
 DISMISSAL AND REMAND TO  
 STATE COURT; AND ORDER  
 THEREON**

Complaint Filed: February 11, 2016

Defendants THE PERMANENTE MEDICAL GROUP, INC. (“TPMG”), and  
 JAMES THUM (collectively “Defendants”) and Plaintiff LINDA DEL VALLE (“Plaintiff”) by  
 and through their attorneys hereby stipulate as follows:

1 Plaintiff dismisses with prejudice the following causes of action: (1) breach of  
2 contract; (2) breach of covenant of good faith and fair dealing; (3) intentional infliction of  
3 emotional distress; and (4) negligent infliction of emotional distress, constituting Plaintiff's ninth,  
4 tenth, eleventh, and twelfth causes of action respectively. Plaintiff further dismisses with  
5 prejudice James Thum as an individual defendant in this Action.

6 The Parties further agree and hereby stipulate to remand this Action, following the  
7 dismissal of Defendant Thum and the above referenced causes of action, to the Superior Court of  
8 the State of California for the County of Placer. With this Stipulation, Defendants do not oppose  
9 the remand to state court. All parties to bear their own costs and attorneys' fees regarding the  
10 removal and remand.

11 An Order accompanies this Stipulation.

12  
13 Date: May 26, 2016

LAW OFFICES OF GAY CARROLL-HARING

14  
15 By: /s/ Gay Carroll-Haring (as auth. on 5.26.16)  
GAY CARROLL-HARING

16 Attorneys for Plaintiff  
17 LINDA DEL VALLE

18 Date: May 26, 2016

JACKSON LEWIS P.C.

19  
20 By: /s/ Michael J. Christian  
MICHAEL J. CHRISTIAN  
SHANE R. LARSEN

21 Attorneys for Defendants  
22 THE PERMANENTE MEDICAL GROUP, INC.,  
23 and JAMES THUM  
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**ORDER OF PARTIAL DISMISSAL  
AND REMAND TO STATE COURT**

Upon stipulation of the Parties, Plaintiff's claims for: breach of contract; breach of covenant of good faith and fair dealing; intentional infliction of emotional distress; and negligent infliction of emotional distress are hereby dismissed with prejudice. Furthermore, Defendant James Thum is dismissed with prejudice as an individual defendant in this Action by stipulation of the Parties. Plaintiff's remaining claims are hereby remanded to the Superior Court of the State of California for the County of Placer for the continued litigation of this Action. All parties shall bear their own costs and attorneys' fees regarding the removal and remand of this Action.

IT IS SO ORDERED.

Dated: June 2, 2016

  
MORRISON C. ENGLAND, JR.  
UNITED STATES DISTRICT JUDGE