Stipulation For Dismissal & [Proposed] Order

Deldio v. Olsen, et al.; Case No. 2:16-CV-02318-JAM-CKD

1	WHEREAS Plaintiffs Jonard Deldio and Randa Engel initially filed their Complaint in the	
2	Superior Court for the County of Sacramento (Case No. 34-2016-0019821) on August 2, 2016;	
3	WHEREAS this action was removed from the Superior Court for the County of	
4	Sacramento to the United States District Court for the Eastern District of California on the basis of	
5	diversity jurisdiction on September 28, 2016;	
7	WHEREAS Defendants Rodney Olson, Sunrise Express, Inc., and PACCAR Financial	
8	(collectively referred to as "Defendants") filed an Answer to the Complaint on October 5, 2016;	
9	WHEREAS this Court granted Defendants' Motion For Partial Judgment on the Pleadings	
10	as to the loss of consortium claim asserted by Plaintiff Randa Engel on January 11, 2017;	
11	WHEREAS Plaintiff Jonard Deldio and Defendants participated in a mediation on March	
12	15, 2017, and reached a settlement of all claims;	
13	THEREFORE, IT IS HEREBY STIPULATED by and between Plaintiff Jonard Deldio	
14	and Defendants, by and through their designated counsel of record, that the above-entitled action	
15 16	should be dismissed, with prejudice, with each party to bear their own attorney's fees and costs.	
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19	IT IS SO STIPULATED.	
20	Dated: April 11, 2017	MATIASIC & JOHNSON, LLP
21		By: <u>/s/ Scott L. Johnson</u>
22		Counsel for Plaintiff Jonard Deldio
23		Johard Deldio
24	Dated: April 11, 2017	CHOLAKIAN & ASSOCIATES, APC
25		By: <u>/s/ Russell Mortyn</u>
26		Counsel for Defendants
27		Rodney Olsen, Sunrise Express, Inc., and PACCAR Financial
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ORDER

The Court having considered the stipulation of the parties, and for good cause appearing thereof, hereby orders as follows:

This action is dismissed in its entirety, with prejudice, with each party to bear its (1) own attorney's fees and costs.

IT IS SO ORDERED.

Dated: April 14, 2017

Carop U. Delan

UNITED STATES MAGISTRATE JUDGE