

1 Andrew J. Jaramillo (SBN 198303)
 andrew.jaramillo@ogletreedeakins.com
 2 OGLETREE, DEAKINS, NASH, SMOAK & STEWART, P.C.
 Park Tower, Suite 1500
 3 695 Town Center Drive
 Costa Mesa, CA 92626
 4 Telephone: 714-800-7900
 Facsimile: 714-754-1298

5 Elizabeth A. Falcone (SBN 219084)
 elizabeth.falcone@ogletreedeakins.com
 6 Micah D. Fargey (SBN 240458)
 micah.fargey@ogletreedeakins.com
 7 OGLETREE, DEAKINS, NASH, SMOAK & STEWART, P.C.
 8 222 SW Columbia Street, Suite 1500
 Portland, OR 97201
 9 Telephone: 503-552-2140
 Facsimile: 503-224-4518

10 Attorneys for Defendant
 11 HOME DEPOT U.S.A., INC.

12 Cynthia A. Browning (SBN 221253)
 1271 Washington Avenue - #251
 13 San Leandro, CA 94577
 Telephone: 510-326-2367
 14 Facsimile: 510-263-6050
 Email: 4cbrowning@comcast.net

15 Attorney for Plaintiff
 16 JAMES L. LOUSHIN

17 **UNITED STATES DISTRICT COURT**
 18 **NORTHERN DISTRICT OF CALIFORNIA**

20 JAMES L. LOUSHIN,
 21 Plaintiff,
 22 v.
 23 HOME DEPOT U.S.A., INC., a
 24 Delaware corporation; and DOES 1
 through 20,
 25 Defendants.

Case No. C11-00596 MEJ
 The Hon. Maria-Elena James, Presiding
STIPULATION AND ~~PROPOSED~~
ORDER RE DISMISSAL OF
ACTION WITH PREJUDICE

1 Plaintiff James L. Loushin ("Plaintiff") and Defendant Home Depot U.S.A.,
2 Inc., by and through their respective counsel of record, hereby jointly stipulate to and
3 request the dismissal of the above-entitled action, with prejudice, pursuant to
4 Rule 41(a)(1) of the Federal Rules of Civil Procedure. Additionally, Plaintiff
5 requests that Plaintiff's complaint be dismissed in its entirety with prejudice, with the
6 parties to bear their own costs and expenses.

7 IT IS SO STIPULATED.

8 Dated: June 17, 2011

**OGLETREE, DEAKINS, NASH,
SMOAK & STEWART, P.C.**

9
10
11 By: /s/ Elizabeth A. Falcone
12 Andrew J. Jaramillo
13 Elizabeth A. Falcone
14 Micah D. Fargey

Attorneys for Defendant
THE HOME DEPOT U.S.A., INC.

15 Dated: June 17, 2011

CYNTHIA A. BROWNING

16
17
18 By: /s/ Cynthia A. Browning
Cynthia A. Browning

19 Attorney for Plaintiff
20 JAMES L. LOUSHIN

~~PROPOSED~~ ORDER

21 PURSUANT TO THE STIPULATION OF THE PARTIES, and for good
22 cause shown, this action is hereby dismissed with prejudice, with each party to bear
23 their own costs and attorneys' fees. The Clerk shall close the file.

24 IT IS SO ORDERED.

25 Dated: June 17, 2011
26 _____


27 The Honorable Maria-Elena James
28 United States Magistrate Judge