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 Wells Fargo Bank, N.A., successor by merger with Wells
 12 Fargo Bank Southwest, N.A., f/k/a Wachovia Mortgage,
 FSB, f/k/a World Savings Bank, FSB (erroneously sued as
 13 "Wells Fargo Home Mortgage" and "Wachovia Mortgage")

14
 15 UNITED STATES DISTRICT COURT
 16 NORTHERN DISTRICT OF CALIFORNIA

17 GREGORY W. SCHWARTZ,

18 Plaintiff,

19 vs.

20 WELLS FARGO HOME MORTGAGE;
 WACHOVIA MORTGAGE, FSB; WORLD
 21 SAVINGS; PETER KERSTON dba THE
 MORTGAGE NETWORK WHOLESALE
 LENDER; and DOES 1 through 20, inclusive,

22 Defendants.
 23

Case No. 3:12-cv-06187-MEJ

ASSIGNED FOR ALL PURPOSES TO
 Magistrate Judge Maria-Elena James

JOINT STIPULATION FOR DISMISSAL OF
 CASE WITH PREJUDICE; ~~PROPOSED~~
 ORDER

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STIPULATION

PLEASE TAKE NOTICE that, pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure, Plaintiff Gregory W. Schwartz and Defendant Wells Fargo Bank, N.A., successor by merger with Wells Fargo Bank Southwest, N.A., f/k/a Wachovia Mortgage, FSB, f/k/a World Savings Bank, FSB, through their undersigned counsel of record, hereby stipulate that the Court shall dismiss this action with prejudice. Each party shall bear its own attorneys' fees and costs incurred in connection with this action.

STIPULATED AND AGREED:

Dated: April 18, 2013

LAW OFFICES OF RICHARD SAX

By: Richard Sax
RICHARD SAX
Attorneys for Plaintiff
Gregory W. Schwartz

Dated: April 15, 2013

ALLEN MATKINS LECK GAMBLE
MALLORY & NATSIS LLP

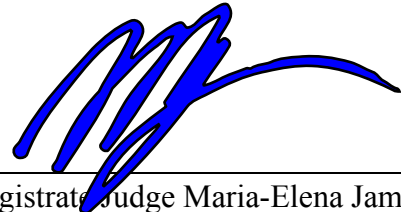
By: [Signature]
KIM A. BUI
Attorneys for Defendant
Wells Fargo Bank, N.A., successor by merger with Wells Fargo Bank Southwest, N.A., f/k/a Wachovia Mortgage, FSB, f/k/a World Savings Bank, FSB (erroneously sued as "Wells Fargo Home Mortgage" and "Wachovia Mortgage")

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ORDER ON STIPULATION

Pursuant to the stipulation of the parties and good cause appearing, the Court dismisses this action **with prejudice**. Each party shall bear its own costs and fees incurred in connection with this action.

Dated: April 19, 2013



Magistrate Judge Maria-Elena James

1 **CERTIFICATE OF SERVICE**

2 I am employed in the County of Los Angeles, State of California. I am over the age of
3 eighteen (18) and am not a party to this action. My business address is 515 South Figueroa Street,
4 Ninth Floor, Los Angeles, California 90071-3309.

5 On **April 18, 2013**, I served the within document(s) described as:

6 **JOINT STIPULATION FOR DISMISSAL OF CASE WITH PREJUDICE; [PROPOSED]
7 ORDER**

8 on the interested parties in this action as stated below:

9 Richard Sax, Esq.
10 Law Offices of Richard Sax
11 448 Sebastopol Avenue
12 Santa Rosa, CA 95401

Attorneys for Plaintiff


13 **BY MAIL:** I placed a true copy of the document in a sealed envelope or package
14 addressed as indicated above on the above-mentioned date in Los Angeles, California for
15 collection and mailing pursuant to the firm's ordinary business practice. I am familiar with
16 the firm's practice of collection and processing correspondence for mailing. Under that
17 practice it would be deposited with the U.S. Postal Service on that same day in the
18 ordinary course of business. I am aware that on motion of party served, service is
19 presumed invalid if postal cancellation date or postage meter date is more than one day
20 after date of deposit for mailing in affidavit.

21 **BY OVERNIGHT DELIVERY:** I deposited in a box or other facility regularly
22 maintained by FedEx, or delivered to a courier or driver authorized by said express service
23 carrier to receive documents, a true copy of the foregoing document(s) in sealed envelopes
24 or packages designated by the express service carrier, addressed as indicated above on the
25 above-mentioned date, with fees for overnight delivery paid or provided for.

26 I declare under penalty of perjury under the laws of the State of California that the
27 foregoing is true and correct.

28 Executed on **April 18, 2013**, at Los Angeles, California.

Melissa L. Gonzalez
(Type or print name)


(Signature of Declarant)