

1 PHILIP A. MCLEOD, CASB No. 101101  
 philip.mcleod@kyl.com  
 2 JESSICA LUHRŠ, CASB No. 284846  
 jessica.luhrs@kyl.com  
 3 KEESAL, YOUNG & LOGAN  
 A Professional Corporation  
 4 450 Pacific Avenue  
 San Francisco, California 94133  
 5 Telephone: (415) 398-6000  
 Facsimile: (415) 981-0136  
 6

Attorneys for Defendant  
 7 JPMORGAN CHASE BANK, N.A.

8 **UNITED STATES DISTRICT COURT**  
 9 **NORTHERN DISTRICT OF CALIFORNIA**  
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11 JOSEPH and LINDA BOESSENECKER,	)	Case No. C 13 0491 MMC
	)	
12 Plaintiffs,	)	<b>STIPULATED NOTICE OF DISMISSAL</b>
	)	<b>AND <del>[PROPOSED]</del> ORDER</b>
13 vs.	)	
	)	
14 JPMORGAN CHASE BANK, N.A.,	)	
	)	
15 Defendant.	)	
	)	
	)	

17  
 18 **TO THE HONORABLE MAXINE M. CHESNEY, UNITED STATES DISTRICT JUDGE:**

19 PLEASE TAKE NOTICE THAT Plaintiffs JOSEPH and LINDA BOESSENECKER  
 20 (“Plaintiffs”) and Defendant JPMORGAN CHASE BANK, N.A. (“Defendant”) (collectively, the  
 21 “Parties”), respectfully submit this Stipulated Notice of Dismissal pursuant to Federal Rule of Civil  
 22 Procedure 41(1)(A)(ii).

23 WHEREAS, the Parties filed a Notice of Settlement on July 16, 2014 in which they  
 24 advised the Court that they reached a settlement and that Plaintiffs would file a Notice of Dismissal  
 25 once the terms of the final settlement agreement were fulfilled;

26 WHEREAS, pursuant to the terms of the settlement agreement between the Parties,  
 27 Plaintiffs agreed to immediately dismiss this action with prejudice once the terms of the final  
 28 settlement agreement were fulfilled;

1           WHEREAS, on July 23, 2014, this Court issued an order dismissing the lawsuit  
2 without prejudice;

3           WHEREAS, on September 25, 2014, the Parties completed the settlement and fulfilled  
4 all the terms of the settlement agreement;

5           WHEREAS, Plaintiffs therefore seek an Order from this Court dismissing the lawsuit  
6 *with prejudice*.

7           Respectfully submitted by,

9 DATED: September 29, 2014

/s/ Jessica Luhrs

PHILIP A. MCLEOD  
JESSICA LUHRS  
KEESAL, YOUNG & LOGAN  
Attorneys for Defendant  
JPMORGAN CHASE BANK, N.A.

14 DATED: September 29, 2014

/s/ Tiffany R. Norman

TIFFANY R. NORMAN  
TRN LAW ASSOCIATES  
Attorney for Plaintiffs  
JOSEPH and LINDA BOESSENECKER


18           *I, Jessica Luhrs attest that concurrence in the filing of this document has been obtained from*  
19 *each of the signatories. I declare under penalty of perjury under the laws of the United States of*  
20 *America that the foregoing is true and correct.*

**~~PROPOSED~~ ORDER**

Pursuant to the stipulation of the Parties and good cause appearing, it is HEREBY ORDERED that the lawsuit is dismissed with prejudice.

IT IS SO ORDERED.

Dated: September 30, 2014

  
MAXINE M. CHESNEY  
United States District Judge

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