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 10 DEPARTMENT OF HOMELAND SECURITY

11 UNITED STATES DISTRICT COURT  
 12 NORTHERN DISTRICT OF CALIFORNIA  
 13 SAN FRANCISCO DIVISION

14	K. H., C.V., W.L., J.M., JEFFREY BOYER,	)	No. 15-cv-02740 JST
15	BRIAN PIEROG, DONNA BAXTER,	)	
16	RICHARD DEVIVO, and GARY	)	<b>STIPULATION OF DISMISSAL AND</b>
17	MCCONAGHY, on behalf of themselves and	)	<b><del>PROPOSED</del> ORDER</b>
18	those similarly situated,	)	
19	Plaintiffs,	)	<b>(FRCP 41(A)(2))</b>
20	v.	)	The Honorable Jon S. Tigar
21	SECRETARY OF THE DEPARTMENT OF	)	
22	HOMELAND SECURITY,	)	
23	Defendant.	)	

24 Through their counsel of record, plaintiffs SAMUEL HUNT and JIMMIE TATE hereby  
 25 stipulate to dismiss their claims in this action with prejudice, pursuant to Federal Rule of Civil  
 26 Procedure 41(A)(2), as follows:

- 27 1. SAMUEL HUNT’s claims are hereby dismissed with prejudice;
- 28 2. JIMMIE TATE’s claims are hereby dismissed with prejudice; and
3. All parties are to bear their own attorneys’ fees and costs.

1 SO STIPULATED.

3 DATED: December 7, 2016

Respectfully submitted,

4 BRIAN J. STRETCH  
United States Attorney

5 /s/ David Pereda  
6 DAVID PEREDA  
Assistant United States Attorney

7 Attorneys for Defendant

9 DATED: December 7, 2016

MORRIS POLICH & PURDY LLP

10 /s/ Jeremy Thompson \*  
11 JEREMY THOMPSON

12 Attorneys for Plaintiffs SAMUEL  
HUNT AND JIMMIE TATE

13 *\*In compliance with Civil Local Rule 5-1(i)(3), the filer of this document attests under penalty of perjury*  
14 *that each signatory has concurred in the filing of this document.*

16 **[PROPOSED] ORDER**

17 Pursuant to the parties' Stipulation, SAMUEL HUNT's and JIMMIE TATE's claims herein are  
18 hereby dismissed with prejudice. Each party to bear his or her own costs and attorneys' fees.

19 IT IS SO ORDERED.

21 Dated: December 7, 2016

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23 \_\_\_\_\_  
24 THE HONORABLE JOE S. TIGAR