

1 TRINETTE G. KENT (State Bar No. 222020)
 10645 North Tatum Blvd., Suite 200-192
 2 Phoenix, AZ 85028
 Telephone: (480) 247-9644
 3 Facsimile: (480) 717-4781
 E-mail: tkent@leberglaw.com
 4 Of Counsel to
 5 Lemberg Law, LLC
 A Connecticut Law Firm
 6 1100 Summer Street
 Stamford, CT 06905
 7 Attorneys for Plaintiff Kathryn Diffenderfer

8 Damian P. Richard, Esq. (SBN 262805)
 9 SESSIONS, FISHMAN, NATHAN & ISRAEL, L.L.P.
 1545 Hotel Circle South, Suite 150
 10 San Diego, CA 92108
 Telephone: 619/758-1891
 11 Facsimile: 619/296-2013
 drichard@sessions.legal
 12 Attorneys for FMS Investment Corp.
 13 (erroneously sued as Financial Management Systems, Inc.)

14 UNITED STATES DISTRICT COURT
 15 NORTHERN DISTRICT OF CALIFORNIA

16 Kathryn Diffenderfer,
 17 Plaintiff,
 18 vs.
 19 Financial Management Systems, Inc,
 20 Defendant.
 21

Case No.: 3:15-cv-03811-CRB

**STIPULATION FOR DISMISSAL
 OF CERTAIN CLAIMS; ORDER
 THEREON**

1 IT IS HEREBY STIPULATED by and between counsel for plaintiff Kathryn
2 Diffenderfer and defendant FMS Investment Corp. (erroneously sued as Financial
3 Management Systems, Inc.), that plaintiff Kathryn Diffenderfer's claims against FMS
4 Investment Corp. for alleged violations of the Fair Debt Collection Practices Act, 15
5 U.S.C. § 1692, et seq., and Rosenthal Fair Debt Collection Practices Act, Cal. Civ.
6 Code § 1788, et seq., shall be dismissed pursuant to Federal Rule of Civil Procedure,
7 Rule 41(a)(1). Each party is to bear its own attorneys' fees and costs as to these two
8 claims. This stipulation does not affect Plaintiff's remaining claims under the
9 Telephone Consumer Protection Act, 47 U.S.C. § 227, et seq.

10 Dated: November 24, 2015

By: /s/ Damian P. Richard

11 Damian P. Richard, Esq.
12 Sessions, Fishman, Nathan & Israel, LLP
13 1545 Hotel Circle South, Suite 150
14 San Diego, CA 92108
drichard@sessions.legal
Attorney for Defendant,
Financial Management Systems, Inc.

15 Dated: November 24, 2015

By: /s/ Trinette G. Kent

16 Trinette G. Kent, Esq.
17 Lemberg Law, LLC
18 10645 North Tatum Blvd.
19 Suite 200-192
20 Phoenix, AZ 85028
tkent@lemborglaw.com
21 Attorney for Plaintiff,
22 Kathryn Diffenderfer
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ORDER

Based on the parties’ stipulation and for good cause shown, plaintiff Kathryn Diffenderfer’s claims against FMS Investment Corp. for alleged violations of the Fair Debt Collection Practices Act, 15 U.S.C. § 1692, et seq., and Rosenthal Fair Debt Collection Practices Act, Cal. Civ. Code § 1788, et seq., are hereby dismissed pursuant to Federal Rule of Civil Procedure, Rule 41(a)(1). Each party is to bear its own attorneys’ fees and costs as to these two claims.

Dated: November 25th, 2015.



U.S. District Court Judge