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LAW OFFICE OF CLARK OVRUCHESKY

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Attorneys for Plaintiff,
Jennifer L. Koidal

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

JENNIFER L. KOIDAL,

Plaintiff,

v.

**TRAVIS CREDIT UNION, WELLS
FARGO AUTO FINANCE, INC.,
COMENITY BANK, EQUIFAX
INFORMATION SERVICES LLC.**

Defendants.

Case No.: 3:16-cv-00348-HSG

**STIPULATION AND
~~PROPOSED~~ ORDER OF
DISMISSAL WITH PREJUDICE
BETWEEN PLAINTIFF AND
DEFENDANT COMENITY
BANK ONLY**

**HON. JUDGE HAYWOOD S.
GILLIAM, JR.**

Plaintiff Jennifer L. Koidal (hereinafter "Plaintiff") and Defendant Comenity Bank (hereinafter "Comenity") (jointly hereinafter referred to as "the Parties"), hereby stipulate to dismiss Defendant Comenity only from the above-entitled action, with prejudice, with each party to bear its own costs and attorneys' fees.

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1 DATED: August 25, 2016

Respectfully submitted,

2 LAW OFFICE OF CLARK OVRUCHESKY

3 By: /s/ Clark Ovruchesky

4 CLARK OVRUCHESKY, ESQ.
5 ATTORNEY FOR PLAINTIFF

6 DATED: August 25, 2016

CARLSON & MESSER LLP

7 By: /s/ Shawn S. Elridge

8 Shawn S. Elridge
9 Attorneys for Defendant,
10 Comenity Bank
11

12 **SIGNATURE CERTIFICATION**

13 Pursuant to Section 2(f)(4) of the Electronic Case Filing Administrative Policies
14 and Procedures Manual, I hereby certify that the content of this document is
15 acceptable to all defense counsels listed above, and that I have obtained their
16 authorizations to affix their electronic signatures to this document.

17 Dated: August 25, 2016

LAW OFFICE OF CLARK OVRUCHESKY

18 By: /s/ Clark Ovruchesky

19 Clark Ovruchesky
20 ATTORNEYS FOR PLAINTIFF
21

22 **PURSUANT TO STIPULATION, IT IS SO ORDERED** that Defendant

23 Comenity Bank is dismissed with prejudice. Plaintiff and Defendant Comenity

24 Bank shall each bear their own costs and attorneys' fees.

25 Date: 8/26/2016

26 
27 HON. HAYWOOD S. GILLIAM, JR.
28 UNITED STATES DISTRICT JUDGE

CERTIFICATE OF SERVICE
Koidal v. Travis Credit Union et al
Case No: No: 16-cv-00348-HSG

I, the undersigned, certify and declare that I am over the age of 18 years, employed in the County of San Diego, State of California, and not a party to the above-entitled cause.

On August 25, 2016, I served a true copy of:

- **STIPULATION AND [PROPOSED] ORDER OF DISMISSAL WITH PREJUDICE BETWEEN PLAINTIFF AND DEFENDANT COMENITY BANK ONLY**

By ECF: On this date, I electronically filed the following document(s) with the Clerk of the Court using the CM/ECF system, which sent electronic notification of such filing to all other parties appearing on the docket sheet.

I declare under penalty of perjury that the above is true and correct (and that I am employed in or by the office of a member of the bar of this Court at whose direction the service was made).

Executed on August 25, 2016 San Diego, CA.

By: /s/ Clark Ovruchesky
CLARK OVRUCHESKY, ESQ.
ATTORNEY FOR PLAINTIFF