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Attorneys for Plaintiff

8 **IN THE UNITED STATES DISTRICT COURT**
 9 **NORTHERN DISTRICT OF CALIFORNIA – SAN FRANCISCO DIVISION**

10 MITCHELL SMITH,

Plaintiff,

v.

13 **EXPERIAN INFORMATION**
 14 **SOLUTIONS, INC.; et. al.,**

Defendants.

Case No.: 3:16-CV-05699-RS

STIPULATION TO DISMISS DEFENDANT
 BANK OF AMERICA, N.A.; ~~PROPOSED~~
 ORDER

TO THE COURT, CLERK OF COURT, AND ALL PARTIES:

IT IS HEREBY STIPULATED by and between plaintiff Mitchell Smith and defendant Bank of America, N.A., that Bank of America, N.A. be dismissed from this action with prejudice pursuant to Federal Rules of Civil Procedure, section 41(a)(2), and that each party shall bear its own attorneys' fees and costs.

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1 DATED: January 19, 2017

Sagaria Law, P.C.

2 By: /s/ Elliot W. Gale

3 Elliot W. Gale

4 Attorneys for Plaintiff

5 Mitchell Smith

6 DATED: January 19, 2017

McGuire Woods LLP

7
8 By: /s/ Anthony Le

9 Anthony Le

10 Attorneys for Defendant

11 Bank of America, N.A.

12
13 I, Elliot Gale, am the ECF user whose identification and password are being used to file this
14 Stipulation. I hereby attest that Anthony Le has concurred in this filing.

15 /s/ Elliot Gale

16
17
18 **~~PROPOSED~~ ORDER**

19 Pursuant to the stipulation of the Parties, Defendant Bank of America, N.A. is dismissed
20 with prejudice.

21 IT IS SO ORDERED.

22
23
24 DATED: 1/20/17



25 RICHARD SEEBORG

26 UNITED STATES DISTRICT JUDGE