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 6



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 11 Attorneys for Defendants,

IT IS SO ORDERED. Entire Case is  
 Dismissed without Prejudice.  
 Dated: 4/19/2017

12 OCWEN LOAN SERVICING, LLC; and HSBC BANK USA, NATIONAL ASSOCIATION, AS  
 TRUSTEE FOR DEUTSCHE ALT-A SECURITIES MORTGAGE LOAN TRUST, SERIES  
 13 2007-OA3 (erroneously sued as "HSBC BANK, USA")

14  
 15 **UNITED STATES DISTRICT COURT**  
 16 **NORTHERN DISTRICT OF CALIFORNIA**

17 MICHAEL CAGLE, an individual, and  
 ANNA CAGLE, an individual

Case No.: 3:16-cv-06187-MEJ

18 Plaintiffs,

[Assigned to the Hon. Maria-Elena James]

19 v.

**STIPULATION FOR DISMISSAL OF  
 ENTIRE ACTION WITHOUT  
PREJUDICE**

20 OCWEN LOAN SERVICING, LLC, a  
 business entity; HSBC BANK, USA, a  
 21 business entity and Does 1 through 50,  
 inclusive,

[FRCP, Rule 41(a)(1)(A)(ii)]

22 Defendant.

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 25 Compl. Filed: September 23, 2016  
 Trial Date: None Set

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**TO THE HONORABLE COURT, ALL PARTIES AND THEIR ATTORNEYS, IF ANY:**

**PLEASE TAKE NOTICE** that Plaintiffs MICHAEL CAGLE and ANNA CAGLE (“Plaintiffs”), and Defendants OCWEN LOAN SERVICING, LLC and HSBC BANK USA, NATIONAL ASSOCIATION, AS TRUSTEE FOR DEUTSCHE ALT-A SECURITIES MORTGAGE LOAN TRUST, SERIES 2007-OA3 (erroneously sued as “HSBC BANK, USA”), (collectively “Defendants”) by and through their counsel of record, hereby stipulate and agree as follows:

**1. Pursuant to Federal Rules of Civil Procedure, Rule 41(a)(1)(A)(ii), Plaintiffs and Defendants hereby stipulate to immediately dismiss, without prejudice, the above-captioned action in its entirety and as to all parties.**

IT IS SO STIPULATED.

Dated: April 19, 2017

MELLEN LAW FIRM

By: /s/ Jessica Galletta  
Jessica Galletta, Esq.  
Counsel for Plaintiffs,  
MICHAEL CAGLE; and  
ANNA CAGLE

Dated: April 19, 2017

WRIGHT FINLAY & ZAK

By: /s/ Kristina M. Pelletier  
Kristina M. Pelletier, Esq,  
Counsel for Defendants,  
OCWEN LOAN SERVICING, LLC;  
and HSBC BANK USA, NATIONAL  
ASSOCIATION, AS TRUSTEE FOR  
DEUTSCHE ALT-A SECURITIES  
MORTGAGE LOAN TRUST, SERIES 2007-  
OA3

1 **PROOF OF SERVICE**

2 I, Iryna Brown, declare as follows:

3 I am employed in the County of Orange, State of California. I am over the age of eighteen (18)  
4 and not a party to the within action. My business address is 4665 MacArthur Court, Suite 200, Newport  
5 Beach, California 92660. I am readily familiar with the practices of Wright, Finlay & Zak, LLP, for  
6 collection and processing of correspondence for mailing with the United States Postal Service. Such  
7 correspondence is deposited with the United States Postal Service the same day in the ordinary course of  
8 business. I am aware that on motion of party served, service is presumed invalid if postal cancellation  
9 date or postage meter date is more than one day after date of deposit for mailing in affidavit.

10 On April 19, 2017, I served the following document(s) described as **STIPULATION FOR DISMISSAL  
11 OF ENTIRE ACTION WITHOUT PREJUDICE**

12 on all interested parties in this action as follows:

13  by placing  the original  a true copy thereof enclosed in sealed envelope(s) addressed as  
14 follows:

15 Mathew Mellen, Esq.  
16 Jessica Galletta, Esq.  
17 Mellen Law Firm  
18 One Embarcadero Center, Fifth Floor  
19 San Francisco, CA 94111  
20 Tel: 415-315-1653  
21 Fax: 415-276-1902  
22 Email: [email@mellenlawfirm.com](mailto:email@mellenlawfirm.com)  
23 [Attorney for Plaintiffs, Michael Cagle and Anne Cagle]

24  (BY MAIL SERVICE) I placed such envelope(s) for collection to be mailed on this date  
25 following ordinary business practices.

26  (BY FEDEX OVERNIGHT- NEXT DAY DELIVERY) I placed true and correct copies thereof  
27 enclosed in a package designated by FedEx Overnight with the delivery fees provided for.

28  (CM/ECF Electronic Filing) I caused the above document(s) to be transmitted to the office(s) of  
the addressee(s) listed by electronic mail at the e-mail address(es) set forth above pursuant to  
Fed.R.Civ.P.5(b)(2)(E). "A Notice of Electronic Filing (NEF) is generated automatically by the  
ECF system upon completion of an electronic filing. The NEF, when e-mailed to the e-mail  
address of record in the case, shall constitute the proof of service as required by  
Fed.R.Civ.P.5(b)(2)(E). A copy of the NEF shall be attached to any document served in the  
traditional manner upon any party appearing pro se."

(Federal) I declare under penalty of perjury under the laws of the United States of America that  
the foregoing is true and correct.

Executed on April 19, 2017, at Newport Beach, California.

27 \_\_\_\_\_  
28 Iryna Brown 