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 Marc Julian

7 **UNITED STATES DISTRICT COURT**

8 **NORTHERN DISTRICT OF CALIFORNIA — SAN FRANCISCO DIVISION**

9 Marc Julian

Case No.: 3:20-cv-05419-CRB

10 Plaintiff,

11 vs.

12 CAPITAL ONE BANK (USA), N.A.
 13 Defendant.

**STIPULATED REQUEST FOR
 DISMISSAL WITH PREJUDICE OF
 DEFENDANT CAPITAL ONE BANK
 (USA), N.A.; PROPOED ORDER
 ORDER**

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

16 **IT IS HEREBY STIPULATED** by and between Plaintiff Marc Julian and Defendant
 17 Capital One Bank (USA), N.A., (“Capital One”) that Capital One be dismissed from this action
 18 with prejudice pursuant to Federal Rules of Civil Procedure, Rule 41(a)(1)(A)(ii), and that each
 19 party shall bear its own attorneys’ fees and costs.

21 DATED: November 19, 2020

Gale, Angelo, Johnson, & Pruett, P.C.

22 By: /s/ Joe Angelo
 23 Joe Angelo
 24 Attorneys for Plaintiff Marc Julian

25 DATED: November 19, 2020

Ballard Spahr

26 By: /s/ Marcos Sasso
 27 Marcos Sasso
 28 Attorneys for Defendant Capital One Bank (USA), N.A.


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Pursuant to Local Rule 5-1(i)(3), I attest that concurrence in the filing of this document has been obtained from Marcos Sasso
/s/ Joe Angelo

~~**PROPOSED ORDER**~~

PURSUANT TO THE ABOVE STIPULATION, IT IS SO ORDERED that Defendant Capital One Bank (USA), N.A. is dismissed with prejudice. Plaintiff and Defendant Capital One Bank (USA), N.A. shall each bear their own costs, attorneys' fees, and expenses incurred.

Date: November 20, 2020



Charles R. Breyer
U.S. DISTRICT JUDGE, United States District Court, Northern District of California