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FEDERAL DEPOSIT INSURANCE
7 CORPORATION as Receiver for
INDYMAC BANK, F.S.B.
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10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA, OAKLAND DIVISION
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13 FEDERAL DEPOSIT INSURANCE
CORPORATION as Receiver for
14 INDYMAC BANK, F.S.B.,

15 Plaintiff,

16 vs.

17 RICHARD STRAUB, an Individual and
dba STRAUB APPRAISAL,

18 Defendant.
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Case No. C11-03295-SBA

STIPULATION BETWEEN
PLAINTIFF AND DEFENDANT
STRAUB TO STRIKE PLAINTIFF'S
CLAIM FOR ATTORNEY'S FEES

20 Plaintiff, FEDERAL DEPOSIT INSURANCE CORPORATION, AS
21 RECEIVER FOR INDYMAC BANK, F.S.B. ("Plaintiff"), by and through its
22 attorneys of record, Vanessa Widener and Jennifer Muse of Anderson, McPharlin &
23 Connors LLP and defendant RICHARD STRAUB, individually and dba STRAUB
24 APPRAISAL ("Defendant") by and through their attorneys of record Julia M. Wei
25 and Henry Chuang of Law Offices of Peter N. Brewer, hereby stipulate and agree as
26 follows:

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3. After discussions regarding the sufficiency of the pleadings and the Plaintiff's claim for attorney's fees, Plaintiff and Defendant agree that the claim has not been properly plead. Therefore, in the interest of judicial economy, the parties hereby stipulate and agree that Plaintiff's claim for attorney's fees against Defendant shall be dismissed without prejudice.

Bv: _____
Julia M. Wei
Henry Chuang
Attorneys for Defendant RICHARD STRAUB

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: 10/3/11 _____

Sandra B. Armstrong

SANDRA BROWN ARMSTRONG
UNITED STATES DISTRICT JUDGE

ANDERSON, MCPHARLIN & CONNERS LLP

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