

1 BRIAN J. STRETCH (CABN 163973)  
United States Attorney

2 SARA WINSLOW (DC Bar No. 457643)  
3 Chief, Civil Division  
Assistant United States Attorney

4 450 Golden Gate Avenue, Box 36055  
5 San Francisco, California 94102-3495  
6 Telephone: (415) 436-6925  
FAX: (415) 436-6748  
Sara.winslow@usdoj.gov

7 Attorneys for Defendants

8 UNITED STATES DISTRICT COURT  
9  
10 NORTHERN DISTRICT OF CALIFORNIA  
11 OAKLAND DIVISION

12 AIDIN NASIRISHARGH,  
13 Plaintiff,

C 17-03867 KAW

14 v.

**STIPULATION TO DISMISS and  
[PROPOSED] ORDER**

15 JAMES McCAMENT, in his Official Capacity,  
16 Acting Director, U.S. Citizenship and  
Immigration Services, U.S. Department of  
17 Homeland Security; MARK HAZUDA, in his  
18 Official Capacity, Nebraska Service Center,  
U.S. Citizenship and Immigration Services; and  
19 JOHN F. KELLY, in his Official Capacity,  
Secretary, U.S. Department of Homeland  
20 Security,

21 Defendants.

22 Plaintiff, by and through his attorney of record, and Defendants, by and through their attorneys  
23 of record, hereby stipulate, pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), to dismissal of the above-entitled  
24 action without prejudice in light of the fact that the United States Citizenship and Immigration Services  
25 adjudicated Plaintiff's application to adjust to permanent resident status application.

26 ///

27 ///

28  
STIPULATION TO DISMISS AND [PROPOSED] ORDER  
C 17-03867 KAW

Each of the parties shall bear their own costs and fees.

Date: September 7, 2017

Respectfully submitted,

BRIAN J. STRETCH  
United States Attorney

/s/  
SARA WINSLOW  
Assistant United States Attorney  
Attorneys for Defendants

Date: September 7, 2017

/s/  
GENNA ELLIS BEIER  
Van Der Hout, Brigagliano & Nightingale, LLP  
Attorneys for Plaintiff

**ORDER**

Pursuant to stipulation, IT IS SO ORDERED.

Date: 9/8/17

Kandis Westmore  
KANDIS A. WESTMORE  
United States Magistrate Judge