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6 Attorneys for Defendants  
7 U.S. Bank National Association, Successor in Interest to  
the Federal Deposit Insurance Corporation as Receiver  
8 for Downey Savings and Loan Association, F.A., FCI  
Lender Services, Inc. and DSL Service Company

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10 **UNITED STATES DISTRICT COURT**  
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12 **NORTHERN DISTRICT OF CALIFORNIA**

13 Don Tirado,  
14 Plaintiff,

15 v.  
16 U.S. BANK NATIONAL  
17 ASSOCIATION AS A CALIFORNIA  
18 CORPORATION; FCI LENDER  
19 SERVICES Inc., Agent, AS A  
20 CALIFORNIA CORPORATION; FIRST  
21 AMERICAN TITLE COMPANY, AS A  
22 CALIFORNIA CORPORATION; DSL  
23 SERVICE COMPANY, Trustee, AS A  
24 CALIFORNIA CORPORATION;  
25 SARATOGA MORTGAGE COMPANY,  
AS A CALIFORNIA CORPORATION;  
KEITH BALCK, AS AN INDIVIDUAL;  
INTERO REAL ESTATE, AS A  
CALIFORNIA CORPORATION; AND  
DOES 1-10 UNKNOWN TO PLAINTIFF  
AT THIS TIME,

26 Defendants.

CASE NO.: 5:11-CV-00322- EJD

JUDGE: Hon. Edward J. Davila

STIPULATION AND ORDER TO  
VOLUNTARILY DISMISS  
COMPLAINT WITH PREJUDICE

ACTION FILED: December 21,  
2010

26 Defendants U.S. Bank National Association, Successor in Interest to the Federal  
27 Deposit Insurance Corporation as Receiver for Downey Savings and Loan  
28 Association, F.A., FCI Lender Services, Inc. and DSL Service Company (collectively,

1 "Defendants"), by and through their counsel of record, and pro se plaintiff Don Tirado  
2 ("Plaintiff") (collectively, the "Parties") hereby jointly request dismissal of this action  
3 pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii). Each Party shall bear its  
4 or his own costs and attorney fees. The Parties request that the Court vacate all  
5 hearing dates and enter a Dismissal as to all Parties and all Causes of Action with  
6 prejudice.

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9 DATED: December 5, 2011

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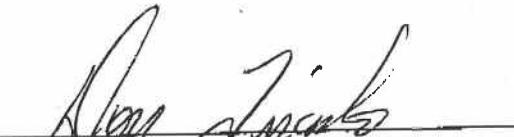
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Respectfully submitted,

ALVARADO SMITH  
A Professional Corporation

By: 

DAVID L. CHAVEZ  
HEATHER E. ABELSON  
Attorneys for Defendants  
U.S. Bank National Association,  
Successor in Interest to the Federal  
Deposit Insurance Corporation as  
Receiver for Downey Savings and Loan  
Association, F.A., FCI Lender Services,  
Inc. and DSL Service Company

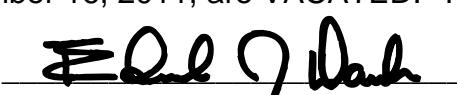
By: 

DON TIRADO  
Plaintiff in pro se

## ORDER

Pursuant to the Stipulation, the Court orders this case DISMISSED pursuant to  
Federal Rule of Civil Procedure 41(a)(1)(A)(ii). The motion hearing and Case  
Management Conference scheduled for December 16, 2011, are VACATED. The  
Clerk shall close this file.

DATED: December 6, 2011

  
EDWARD J. DAVILA  
United States District Judge