

1 Jason W. Estavillo (Bar No. 188093)
 2 LAW OFFICE OF JASON ESTAVILLO
 3 1330 Broadway, Suite 933
 4 Oakland, CA 94612
 Telephone: (510) 982-3001
 Facsimile: (510) 982-3002

5 Attorney for D. Stewart Armstrong
 And Cindy Ikeoka

6
 7 UNITED STATES DISTRICT COURT
 8 NORTHERN DISTRICT OF CALIFORNIA
 9 SAN JOSE DIVISION

10
 11 D. STEWART ARMSTRONG, et al.,) Case No.: 5:11-cv-05664 EJD
 Plaintiff,)
 12 vs.) STIPULATED REQUEST FOR DISMISSAL
 CHEVY CHASE BANK, FSB., et al.,) WITHOUT PREJUDICE AND ~~PROPOSED~~
 Defendants) ORDER
 13)
 14)
 15)
 16)

17
 18
 19
 20
 21
 22
 23
 24
 25
 26
 27
 28

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

STIPULATED REQUEST FOR DISMISSAL WITH PREJUDICE

Pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure, plaintiffs D. Stewart Armstrong and Cindy Ikeoka, and defendant U.S. Bank, N.A., by and through their attorneys, respectfully request that the above-captioned matter be dismissed without prejudice. Each party shall bear its own fees and costs.

IT IS SO STIPULATED:

DATED: January 2, 2013

LAW OFFICE OF JASON W. ESTAVILLO

By: /s/ Jason W. Estavillo
Jason W. Estavillo

Attorney for Plaintiffs
D. STEWART ARMSTRONG and
CINDY IKEOKA

DATED: January 2, 2013

SEVERSON & WERSON, P.C.

By: /s/ Michael G. Cross
Michael G. Cross

Attorneys for Defendant
CAPITAL ONE, N.A., CHEVY CHASE
BANK, FSB, and U.S. BANK, N.A.


~~PROPOSED~~ ORDER

Pursuant to Rule 41(a)(1)(A)(ii) of Federal Rules of Civil Procedure and the joint stipulation of all parties who have appeared, this action is hereby dismissed. Each party shall bear its own fees and costs.

IT IS SO ORDERED.

All pending motions, deadlines, and hearings are TERMINATED.
The Clerk shall close this file.

DATED: 1/3 , 2013



Judge Edward J. Davila