

1 JONATHAN D. WOLF, CA STATE BAR NO. 127043
 SARA L. POLLOCK, CA STATE BAR NO. 281076
 2 BERLINER COHEN
 TEN ALMADEN BOULEVARD
 3 ELEVENTH FLOOR
 SAN JOSE, CALIFORNIA 95113-2233
 4 TELEPHONE: (408) 286-5800
 FACSIMILE: (408) 998-5388
 5 jonathan.wolf@berliner.com
 sara.pollock@berliner.com

6 ATTORNEYS FOR PLAINTIFF DAVID L. RAND

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

11 DAVID L. RAND,
 12 Plaintiff,
 13 v.
 14 CITIBANK, N.A.,
 15 Defendant.

CASE NO. 5:14-CV-04772-NC
 STIPULATION OF DISMISSAL WITH
 PREJUDICE
~~PROPOSED~~ ORDER OF DISMISSAL
 WITH PREJUDICE

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

STIPULATION OF DISMISSAL WITH PREJUDICE

Pursuant to Fed. R. Civ. P. 41(a)(1)(A), and subject to the approval of the Court, IT IS
HEREBY STIPULATED AND AGREED by and between Plaintiff David L. Rand (“Rand”) and
Defendant Citibank N.A. (“Citibank”) that Case No. 5:14-CV-04772-NC be dismissed with
prejudice, with each party to bear its own costs, expenses, and attorneys' fees.

Respectfully Submitted,

DATED: MAY 11, 2015

BERLINER COHEN LLP

BY: /s/ JONATHAN D. WOLF
JONATHAN D. WOLF
SARA L. POLLOCK
ATTORNEYS FOR PLAINTIFF DAVID L. RAND

DATED: MAY 11, 2015

DOLL AMIR & ELEY LLP

BY: /s/ HUNTER R. ELEY
HUNTER R. ELEY
ATTORNEYS FOR DEFENDANT CITIBANK N.A.

~~PROPOSED~~ ORDER OF DISMISSAL WITH PREJUDICE

PURSUANT TO STIPULATION, IT IS HEREBY ORDERED that Case No. 5:14-CV-
04772-NC is dismissed with prejudice, with each party to bear its own costs, expenses, and
attorneys' fees.

SO ORDERED.

DATED: May 11, 2015

BY: 
HONORABLE JUDGE NATHANAEL M. COUSINS
JUDGE OF THE UNITED STATES DISTRICT COURT



CASE No. 5:14-CV-04772-NC

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

SIGNATURE ATTESTATION

I, Jonathan D. Wolf, am the ECF user whose identification and password are being used to file this STIPULATION OF DISMISSAL WITH PREJUDICE; [PROPOSED] ORDER OF DISMISSAL WITH PREJUDICE in compliance with Civil L.R. 6-2 and 7-12. Concurrence to the filing of this document was obtained from Hunter R. Eley, counsel for Citibank N.A., on May 11, 2015. I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

DATED: MAY 11, 2015

BERLINER COHEN

BY: /s/ JONATHAN D. WOLF
JONATHAN D. WOLF
SARA L. POLLOCK
ATTORNEYS FOR PLAINTIFF DAVID L. RAND