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7 Attorneys for Federal Deposit Insurance Corporation  
as receiver for Community Bank of Nevada  
8

9 **UNITED STATES DISTRICT COURT**  
10 **DISTRICT OF NEVADA**

11 **-000-**

12 FEDERAL DEPOSIT INSURANCE CORPORATION,  
AS RECEIVER FOR COMMUNITY BANK OF  
13 NEVADA,  
14 Plaintiff,  
15 vs.  
16 26 FLAMINGO, LLC, OUTBACK STEAKHOUSE OF  
FLORIDA, LLC, A FOREIGN LIMITED LIABILITY  
17 COMPANY, DOE INDIVIDUALS 1 through 10; and  
ROE CORPORATIONS 1 through 10,  
18 Defendants.

Case No.: 2:11-cv-1936-JCM-NJK

**STIPULATION AND  
ORDER  
DISMISSING CASE**

19 **WHEREAS**, Plaintiff Federal Deposit Insurance Corporation, as Receiver for  
20 Community Bank of Nevada (“FDIC”), and Defendant 26 Flamingo, LLC, (“26 Flamingo”)  
21 have entered into a Mutual Settlement Agreement and Release, and the terms of the Mutual  
22 Settlement Agreement and Release having been satisfied, except for effectuating the mutually  
23 agreed upon dismissal of this case;

24 **IT IS HEREBY STIPULATED** between the FDIC, by and through its attorneys of  
25 record, and 26 Flamingo, by and through its attorneys of record, pursuant to LR-6-2, 7-1, and  
26 Fed. R. Civ. P. 41(a)(1), that this case shall be dismissed, with prejudice, each party bearing its  
27 own fees and costs.  
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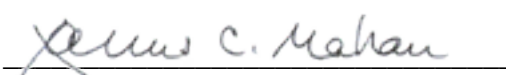
File No.: 1541.038

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Dated: October 17, 2013.  
  
/s/ Peter E. Dunkley  
By: \_\_\_\_\_  
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Dated: October , 2013.  
  
/s/ Joel Z. Schwarz  
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Flaming, LLC

**IT IS SO ORDERED:**  
  
  
UNITED STATES DISTRICT JUDGE

DATED: October 18, 2013