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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

JOHN R. BAILEY, P.C., a Nevada professional corporation,

Plaintiff,

vs.

2010-1 CRE VENTURE, LLC, a Delaware limited liability company; and FEDERAL DEPOSIT INSURANCE CORPORATION, as Receiver for COMMUNITY BANK OF NEVADA,

Defendants,

2010-1 CRE VENTURE, LLC, a Delaware limited liability company,

Counterclaimant,

vs.

JOHN R. BAILEY, P.C., a Nevada professional corporation,

Counterdefendant,

Case No. 2:12-cv-00131-LRH-GWF

STIPULATION AND ORDER OF DISMISSAL OF ACTION WITH PREJUDICE

1 2010-1 CRE VENTURE, LLC, a Delaware)
limited liability company,)
2)
3 Third-Party Plaintiff,)
vs.)
4 JOHN R. BAILEY, individually and as)
Trustee of the JRB-TAT BAILEY FAMILY)
5 TRUST; and TERI ANN THOMAS, as)
Trustee of the JRB-TAT BAILEY FAMILY)
6 TRUST.)
7 Third-Party Defendants.)

8
9 Pursuant to Fed. R. Civ. P. 41, Plaintiff/Counterdefendant JOHN R. BAILEY, P.C.;

10 Third-Party Defendants JOHN R. BAILEY, individually and as Trustee of the JRB-TAT

11 BAILEY FAMILY TRUST and TERI ANN THOMAS, as Trustee of the JRB-TAT BAILEY

12 FAMILY TRUST; Defendant/Counterclaimant/Third-Party Plaintiff 2010 CRE Venture, LLC;

13 and Defendant Federal Deposit Insurance Corporation, sued herein in its capacity as Receiver for

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1 Community Bank of Nevada (the "Parties"), hereby stipulate to dismiss this action, and all
2 claims asserted therein, with prejudice. The Parties shall be responsible for their own attorneys'
3 fees and costs.

4 DATED: April 30, 2012

DATED: April 30, 2012

5 BAILEY ♦ KENNEDY

SYLVESTER & POLEDNAK, LTD.

6 By: /s/ Joseph A. Liebman

By: /s/ Allyson Noto

7 JOSEPH A. LIEBMAN

ALLYSON NOTO

8 Nevada Bar No. 10125

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12 *Attorneys for Plaintiff/Counterdefendant*

Attorneys for Defendant/Counterclaimant/

13 *JOHN R. BAILEY, P.C. and*

Third-Party Plaintiff 2010-1 CRE Venture,

14 *Third-Party Defendants JOHN R. BAILEY,*

LLC

15 *Individually and as Trustee of the JRB-TAT*

16 *BAILEY FAMILY TRUST; and TERI ANN*

17 *THOMAS, as Trustee of the JRB-TAT*

18 *BAILEY FAMILY TRUST*

19 DATED: April 30, 2012

20 LIONEL SAWYER & COLLINS

21 By: /s/ Christopher Mathews

22 CHRISTOPHER MATHEWS

23 ROBERT HERNQUIST

24 300 S. 4th Street, Suite 1700

25 Las Vegas, Nevada 89101

(702) 383-8888 Telephone

Attorneys for Defendant Federal Deposit Insurance

Corporation as Receiver for Community Bank of Nevada

ORDER

IT IS SO ORDERED.

DATED this 8th day of May, 2012.



LARRY R. HICKS

UNITED STATES DISTRICT JUDGE