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6 Attorneys for Plaintiff/Counter-defendant Branch Banking and Trust Company

7 **UNITED STATES DISTRICT COURT**

8 **DISTRICT OF NEVADA**

10 BRANCH BANKING AND TRUST
 COMPANY, a North Carolina banking
 11 corporation,

12 Plaintiff/Counter-defendant

13 v.

14 JAMES D. HAMMER, an individual; BIG
 INVESTORS, LLC, a Nevada limited liability
 15 corporation; and DOES 1 through 10, inclusive.

16 Defendants/Counter-claimants.

17 BRANCH BANKING AND TRUST
 COMPANY, a North Carolina banking
 18 corporation,

19 Plaintiff/Counter-defendant,

20 v.

21 WESTAR PROPERTIES, a Nevada corporation;
 JAMES D. HAMMER, an individual; JAMES
 22 MESERVEY, an individual; JAMES AND
 JOANNE HAMMER, Trustees of the HAMMER
 23 FAMILY TRUST dated March 13, 2000; JAMES
 AND ROZANNE MESERVEY, Trustees of the
 24 MESERVEY FAMILY TRUST dated December
 16, 1994; and DOES 1 through 10, inclusive.

25 Defendants/Counter-claimants.

27 Plaintiff/Counter-defendant and Defendants/Counter-claimants, by and through their
 28 respective attorneys, hereby stipulate and agree that this consolidated action shall be dismissed

Case No. 2:15-cv-00573-MMD-NJK

Consolidated with:
 Case No. 2:15-cv-00574-MMD-NJK

**STIPULATION AND ORDER FOR
 DISMISSAL WITHOUT PREJUDICE**

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in its entirety without prejudice, with each of the parties bearing their own attorneys' fees and costs.

DATED: October 30, 2017.

/s/ Jeremy J. Nork
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Attorneys for Plaintiff /Counter-defendant

DATED: August 30, 2017.

/s/ Erika Pike Turner 
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ORDER

IT IS SO ORDERED.


U.S. DISTRICT COURT JUDGE

DATED: December 22, 2017