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11 Attorneys for Defendant,  
 12 CAPITAL ONE BANK (USA), N.A.,  
 Named As Capital One Bank, National Association

13 **UNITED STATES DISTRICT COURT**  
 14 **DISTRICT OF NEVADA**

16 GINA A. HARVEY,  
 17 Plaintiff,

18 v.

19 CAPITAL ONE BANK, NATIONAL  
 20 ASSOCIATION, MACY'S/DSNB,  
 21 AMERICAN EXPRESS/DSNB,  
 SILVER STATE SCHOOLS CREDIT  
 22 UNION, AND EQUIFAX  
 INFORMATION SERVICES, LLC

23 Defendants.

CASE NO.: 2:15-CV-02263-JCM-VCF

Assigned To The Hon. Judge James C.  
 Mahan; Referred To The Hon.  
 Magistrate Judge Cam Ferenbach

**STIPULATION FOR DISMISSAL  
 OF DEFENDANT CAPITAL ONE  
 BANK (USA), N.A. WITH  
 PREJUDICE**

Complaint Filed: 11/30/2015

1           **TO THE COURT, CLERK OF THE COURT, AND ALL PARTIES AND**  
2 **THEIR COUNSEL OF RECORD:**

3           Pursuant to the Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure,  
4 Plaintiff Gina A. Harvey and Defendant Capital One Bank (USA), N.A., erroneously  
5 sued as Capital One Bank, National Association (“Capital One”), hereby stipulate to  
6 dismiss the above-captioned action, with prejudice, as to Capital One only. Each  
7 party will bear its own costs, disbursements, and attorney fees.

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9 DATED: June 9, 2016

**HAINES & KRIEGER, LLC**

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By: /s/ David H. Krieger, Esq.  
DAVID H. KRIEGER  
Nevada Bar No. 9086  
Attorneys for Plaintiff,  
GINA A. HARVEY

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14 DATED: June 9, 2016

**FERNALD LAW GROUP LLP**

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By: /s/ Brandon C. Fernald, Esq.  
BRANDON C. FERNALD  
Nevada Bar No. 10582  
Attorneys for Defendant,  
CAPITAL ONE BANK (USA), N.A.

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IT IS SO ORDERED September 22, 2016.

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UNITED STATES DISTRICT JUDGE

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