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Las Vegas, Nevada 89123 (702) 563-4450 FAX: (702) 552-0408

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Therefore, the Parties, by and through their respective attorneys of record, and subject to the court's approval, respectfully request dismissal of the above-captioned matter with prejudice under FRCP 41(a) as to First Premier, with each party bearing their own attorneys' fees and costs incurred in this action. Respectfully Submitted. Dated: October 18, 2016 Dated: October 18, 2016 LAW OFFICE OF **BALLARD SPAHR LLP KEVIN L. HERNANDEZ** /s/ Kevin L. Hernandez /s/ Sylvia O. Semper Kevin L. Hernandez, Esq. Sylvia O. Semper, Esq. Nevada Bar No. 12594 Nevada Bar No. 12863 9555 S. Eastern Avenue, Suite 220A 100 North City Parkway, Las Vegas, Nevada 89123 **Suite 1750** kevin@kevinhernandezlaw.com Las Vegas, Nevada 89106 Attorney for Plaintiff sempers@ballardspahr.com Attorneys for Defendant First Premier Bank

ORDER OF DISMISSAL WITH PREJUDICE AS TO DEFENDANT FIRST PREMIER BANK

Pursuant to the stipulation of the Parties under FRCP 41(a), First Premier is dismissed with prejudice, and the Parties will bear their own attorneys' fees and costs incurred in this action.

IT IS SO ORDERED:
Doce
UNITED STATES DISTRICT JUDGE
October 19, 2016 DATED:
DATED.