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 7 *Canadian Imperial Bank of Commerce*
and CIBC Securities, Inc.

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

12 MGM GRAND HOTEL, LLC,
 13 Plaintiff,

14 vs.

15 KYUNG SHIN aka KYUNG S. SHIN;
 16 CANADIAN IMPERIAL BANK OF
 COMMERCE; CIBC SECURITIES INC.; DOES
 17 1 through 10, inclusive; and ROE
 CORPORATIONS 1 through 10, inclusive,
 18 Defendants.

Case No.: 2:16-cv-2347-JAD-NJK

**STIPULATION AND ORDER FOR
 DISMISSAL**

ECF Nos. 68, 76

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 20
 21 AND RELATED MATTERS

22 CANADIAN IMPERIAL BANK OF COMMERCE; CIBC SECURITIES INC.
 23 (collectively, "CIBC) and KYUNG SHIN aka Kyung S. Shin ("Shin"), by and through their
 24 undersigned counsel of record, hereby stipulate and agree as follows:
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- 26 1. That the claims of CIBC against Shin shall be dismissed without prejudice;

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1 2. That to the extent any claims exist in favor of Shin and against CIBC, such
2 claims shall be dismissed without prejudice;¹ and

3 3. That MGM Grand and Shin shall bear their own attorneys' fees and costs.

4 **IT IS SO AGREED AND STIPULATED:**

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16 *Kyung Shin*

17 **ORDER**

18 Based on the parties' stipulation [ECF No. 76], which terminates the only claims remaining
19 in this case, and good cause appearing, IT IS HEREBY ORDERED that **this case is**
20 **DISMISSED** with prejudice, each side to bear its own fees and costs. The cross-
21 claimants' Motion for Summary Judgment [ECF No. 68] is **DENIED as moot**. The Clerk
22 of Court is directed to **CLOSE THIS CASE**.

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U.S. District Judge Jennifer Dorsey
September 19, 2017

1 ¹ CIBC contends that Shin's claims have been extinguished by virtue of the good faith
2 settlement finding previously entered by the Court. The parties do not intend to litigate this issue
3 herein. CIBC is merely expressing its intent not to revive any extinguished claims by way of this
4 Stipulation. To the extent any claims do exist in favor of Shin, Shin is expressing his intent to
5 dismiss such claims without prejudice.