

Law Office of Kevin L. Hernandez
2510 Wigwam Parkway, Suite 206
Henderson, Nevada 89074
(702) 563-4450 FAX: (702) 552-0408

1 Kevin L. Hernandez, Esq.
Nevada Bar No. 12594
2 **LAW OFFICE OF KEVIN L.**
HERNANDEZ
3 2510 Wigwam Parkway, Suite 206
Henderson, Nevada 89074
4 T: (702) 563-4450
F: (702) 552-0408
5 kevin@kevinhernandezlaw.com
6 *Attorney for Plaintiff*

7 **UNITED STATES DISTRICT COURT**
8 **DISTRICT OF NEVADA**

9 JERHONDA KIRK-GIBSON, an individual;
10
Plaintiff,
11
v.
12 BANK OF AMERICA, N.A., a national banking
association; PENNSYLVANIA HIGHER
13 EDUCATION ASSISTANCE AGENCY doing
business as AMERICAN EDUCATION
14 SERVICES, a foreign non-profit corporation;
EQUIFAX, INC., a foreign corporation;
15 EXPERIAN INFORMATION SOLUTIONS,
INC., a foreign corporation; TRANS UNION
16 LLC, a foreign limited-liability company;
17
Defendants.

Case No.: 2:16-cv-02371-JCM-PAL

**STIPULATION AND ORDER FOR
DISMISSAL OF DEFENDANT
PENNSYLVANIA HIGHER
EDUCATION ASSISTANCE AGENCY
WITH PREJUDICE**

18 Plaintiff, Jerhonda Kirk-Gibson (“Plaintiff”), and Defendant, Pennsylvania Higher
19 Education Assistance Agency (“PHEAA”) (collectively referred to as the “Parties”) have
20 resolved all claims, disputes, and differences between the Parties;

21 ///
22 ///
23 ///
24 ///
25 ///
26 ///
27 ///
28 ///

1 Therefore, the Parties, by and through their respective attorneys of record, and subject to
2 the court's approval, respectfully request dismissal of the above-captioned matter with prejudice
3 under FRCP 41(a) as to PHEAA, with Plaintiff and PHEAA bearing their own attorneys' fees
4 and costs incurred in this action.

5 Respectfully Submitted.

6 Dated: June 28, 2017

Dated: June 28, 2017

7 **LAW OFFICE OF**
8 **KEVIN L. HERNANDEZ**

HOLLAND & HART LLP

9 /s/ Kevin L. Hernandez
10 Kevin L. Hernandez, Esq.
11 Nevada Bar No. 12594
12 2510 Wigwam Parkway, Suite 206
Henderson, Nevada 89074
kevin@kevinhernandezlaw.com
Attorney for Plaintiff

/s/ Patrick J. Reilly
Patrick J. Reilly, Esq.
Nevada Bar No. 6103
9555 Hillwood Drive, 2nd Floor
Las Vegas, Nevada 89134
preilly@hollandhart.com
*Attorneys for Defendant Pennsylvania Higher
Education Assistance Agency*

13 **ORDER OF DISMISSAL WITH PREJUDICE AS TO DEFENDANT PHEAA WITH**
14 **PREJUDICE**

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

17 **IT IS SO ORDERED:**

18 *James C. Mahan*
19 UNITED STATES DISTRICT JUDGE

20 DATED: July 3, 2017

CERTIFICATE OF SERVICE

1
2 The undersigned certifies that the foregoing **STIPULATION AND ORDER FOR**
3 **DISMISSAL OF DEFENDANT PENNSYLVANIA HIGHER EDUCATION**
4 **ASSISTANCE AGENCY WITH PREJUDICE** was electronically served to the following
5 parties:

6 Patrick J. Reilly, Esq.
7 **HOLLAND & HART LLP**
8 9555 Hillwood Drive, 2nd Floor
9 Las Vegas, Nevada 89134
10 preilly@hollandhart.com
11 *Attorneys for Defendant Pennsylvania Higher*
12 *Education Assistance Agency*

13 Dated: June 28, 2017

14 /s/ Caesy Morales
15 An Employee of the Law Office of Kevin L.
16 Hernandez