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8 Sherif W. Abdou, M.D. and Amir S. Bacchus,
M.D.

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

11 * * *

12 SHERIF W. ABDOU, M.D. and AMIR S.
13 BACCHUS, M.D.,

14 Plaintiffs,

15 vs.

16 DAVITA INC., HEALTHCARE PARTNERS
17 HOLDINGS, LLC, and HEALTHCARE
PARTNERS, LLC,

18 Defendants.

19 DAVITA INC., HEALTHCARE PARTNERS
20 HOLDINGS, LLC, and HEALTHCARE
PARTNERS, LLC,

21 Counterclaimants,

22 vs.

23 SHERIF W. ABDOU, M.D. and AMIR S.
BACCHUS, M.D.,

24 Counterdefendants,

25 P3 HEALTH GROUP HOLDINGS, LLC,

26 Intervenor.

CASE NO. 2:16-cv-02597-APG-CWH

**STIPULATION AND ORDER TO
DISMISS THE CASE WITH
PREJUDICE**

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1 **STIPULATION AND ORDER TO DISMISS THE CASE WITH PREJUDICE**

2 Pursuant to FRCP 41(a)(2) and LR 7-1, IT IS HEREBY STIPULATED AND AGREED
3 by and between Plaintiffs/Counterdefendants Sherif W. Abdou, M.D. and Amir S. Bacchus,
4 M.D. ("Abdou/Bacchus"), Defendants/ Counterclaimants DaVita Inc. ("DaVita"), DaVita
5 Medical Holdings, LLC, f/k/a HealthCare Partners Holdings, LLC ("HCP Holdings"), and
6 DaVita Medical Management, LLC, f/k/a HealthCare Partners, LLC ("HCP") (collectively, the
7 "DaVita Parties"), and P3 Health Group Holdings, LLC (which the court has allowed to
8 intervene on a limited basis) (collectively, the "Parties"), through their undersigned counsel, as
9 follows:

- 10 1. The Parties agree to an immediate dismissal, with prejudice, of the above-
11 captioned matter;
- 12 2. The Parties also agree that the November 17, 2017 Order Granting the
13 Preliminary Injunction (ECF 92) be lifted and extinguished and is no longer enforceable;
- 14 3. The Parties to bear their own costs and attorneys' fees.

15 DATED this 17 day of June, 2019.

DATED this 17th day of June, 2019.

16 **KOLESAR & LEATHAM**

BAILEY ♦ KENNEDY

17 By: 

By: 

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*Attorneys for Plaintiffs Sherif W. Abdou,
M.D. and Amir S. Bacchus, M.D.*

*Attorneys for Defendants/Counterclaimants
DaVita Inc.; DaVita Medical Holdings,
LLC; and DaVita Medical Management,
LLC*

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DATED this 17th day of June, 2019.

By: 

Steven F. Molo, Esq.
Jessica Ortiz, Esq.
Caleb Hayes-Deats, Esq.
Jordan Rice, Esq.
MoloLamken, LLP
430 Park Avenue
New York, NY 10022
Attorneys for Intervenor
P3 HEALTH GROUP HOLDINGS, LLC

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ORDER

IT IS SO ORDERED:


The Motion to Dismiss, with prejudice, is GRANTED.

IT IS FURTHER ORDERED:

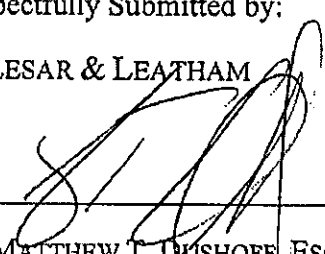
That the Preliminary Injunction entered on November 17, 2017 (ECF 92) is lifted and extinguished and is no longer enforceable.

IT IS FURTHER ORDERED:

That the Parties will bear their own costs and attorneys' fees.


UNITED STATES DISTRICT JUDGE
Dated: June 28, 2019.

Respectfully Submitted by:

KOLESAR & LEATHAM


By: _____

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