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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

10 MICHAEL EDWARD PATRON,
11 individually,

12 Plaintiff,

13 vs.

14 GEICO CASUALTY COMPANY, a
15 Maryland company; DOES I - X; and ROE
16 CORPORATIONS I - X, inclusive,

Defendants.

CASE NO.: 2:17-cv-00337-MD-CWH

**STIPULATION AND ORDER
REGARDING THE AMOUNT IN
CONTROVERSY, AND REMAND TO
STATE COURT**

17 It is hereby stipulated by and between Plaintiff MICHAEL EDWARD PATRON, through
18 his attorney JUSTIN G. RANDALL, ESQ., of GLEN LERNER INJURY ATTORNEYS, and
19 GEICO CASUALTY COMPANY, through its attorney ANDREW D. SMITH, ESQ., of ATKIN
20 WINNER & SHERROD, that the Plaintiff does not now seek, and will not seek in the future,
21 damages in excess of Fifty Thousand Dollars (\$50,000.00) by way of his Complaint in this
22 matter for all causes of action, exclusive of attorney's fees, costs and interest, if any be allowed.

23 It is further stipulated that since the amount in controversy is less than \$75,000.00,
24 exclusive of attorney's fees, costs and interest, the United States District Court for the District of
25 Nevada lacks an element of jurisdiction required by 28 U.S.C. § 1332(a).

26 It is further stipulated that this case may be remanded to the Eighth Judicial District
27 Court, Clark County, Nevada, based on this agreement as to the amount in controversy, and that

1 each party shall pay its own attorney's fees and costs associated with the removal and remand.

2 Dated: March 15, 2017

ATKIN WINNER & SHERROD

3 /s/ Andrew D. Smith

4 Andrew D. Smith, Esq.
5 Nevada Bar No. 8890
6 1117 South Rancho Drive
7 Las Vegas, Nevada 89101
8 *Attorneys for the Defendant*

9 Dated: March 15, 2017

GLEN LERNER INJURY ATTORNEYS

10 /s/ Justin G. Randall

11 Justin G. Randall, Esq.
12 Nevada Bar No. 12476
13 4795 South Durango Dr.
14 Las Vegas, Nevada 89147
15 *Attorneys for the Plaintiff*

16 **ORDER**

17 Based on the foregoing stipulation, IT IS HEREBY ORDERED that Plaintiff's total
18 recovery against Defendant GEICO Casualty Company by way of the Complaint in this matter
19 shall not exceed \$50,000.00 for all causes of action, exclusive of attorney's fees, costs and
20 interest, if any be allowed;

21 Therefore, THIS COURT FINDS that the amount in controversy does not exceed
22 \$75,000.00, which is the minimum threshold for federal district court jurisdiction per 28 U.S.C. §
23 1332(a); and

24 IT IS FURTHER ORDERED that this matter is REMANDED to the Eighth Judicial
25 District Court, Clark County, Nevada, by authority of 28 U.S.C. § 1447, each party to pay its
26 own attorney's fees and costs of suit associated with the removal and remand.

27 DATED March 16, 2017.



28 U.S. DISTRICT COURT JUDGE