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7 IN THE UNITED STATES DISTRICT COURT  
 8 DISTRICT OF NEVADA  
 9

10 WULFENSTEIN CONSTRUCTION  
 11 COMPANY, INC., AND UNITED STATES  
 FOR THE USE OF WULFENSTEIN  
 12 CONSTRUCTION COMPANY, INC.,  
 a Nevada corporation,

Case No. 2:17-cv-01182-APG-NJK

**STIPULATION AND ORDER FOR  
 DISMISSAL WITH PREJUDICE**

13  
 14 Plaintiff,

15 vs.

16 HERBACK GENERAL ENGINEERING, LLC, a  
 Nevada limited liability company; TRAVELERS  
 17 CASUALTY AND SURETY COMPANY OF  
 AMERICA, a Connecticut corporation; DOES 1  
 18 – 10, inclusive,

19 Defendants.

20 And related Counterclaim.  
 21

22 COME NOW Plaintiff WULFENSTEIN CONSTRUCTION COMPANY, INC., AND  
 23 UNITED STATES FOR THE USE OF WULFENSTEIN CONSTRUCTION COMPANY, INC.,  
 24 (“Plaintiff”) and Defendants HERBACK GENERAL ENGINEERING, LLC and TRAVELERS  
 25 CASUALTY AND SURETY COMPANY OF AMERICA (collectively “Defendants”) by and  
 26 through their undersigned counsel of record, and hereby dismiss this action, Plaintiff’s Complaint  
 27 and Defendants’ Counterclaim, in accordance with Fed.R.Civ.P. 41(a)(1)(A)(ii), in its entirety, with  
 28

1 prejudice, each party to bear their own attorney's fees and costs.

2 **IT IS SO STIPULATED.**

3 DATED: December 20, 2017.

DATED: December 20, 2017.

4 DELEE LAW OFFICES, LLC

MOORE LAW GROUP, PC

6  
7 /s/ Michael M. DeLee  
8 Michael M. DeLee, Esq.  
9 Nevada Bar No. 11948  
Attorney for Plaintiff


/s/ John D. Moore  
John D. Moore, Esq.  
Nevada Bar No. 8581  
Attorney for Defendants

10 DATED: December 20, 2017.

11 HOY CHRISSINGER KIMMEL VALLAS, PC

12  
13 /s/ Michael S. Kimmel  
14 Michael S. Kimmel, Esq.  
15 Nevada Bar No. 9081  
16 Attorney for Plaintiff

17  
18 IT IS SO ORDERED.

19   
20 \_\_\_\_\_  
UNITED STATES DISTRICT JUDGE

21 DATED: 12/21/2017  
22 \_\_\_\_\_