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

10 James Pitts, individually; Dawn Pitts,  
 11 individually,

Case No. 2:18-cv-00935

12 Plaintiffs,

13 **STIPULATION AND ORDER FOR**  
 14 **DISMISSAL OF**  
 15 **ACTION WITH PREJUDICE**

16 vs.

17 Werner Co. dba Keller Ladders; and  
 18 DOES 1 through 100; and ROE  
 19 CORPORATIONS 101 through 200,  
 20 inclusive,

21 Defendants.

22 Plaintiffs James and Dawn Pitts (“Plaintiffs”) by and through their attorney  
 23 Brandon C. Verde, Esq. and Defendant Werner Co. (“Defendant”) by and through  
 24 it attorney David T. Gluth, Esq., (collectively “the Parties”) hereby stipulate as  
 25 follows:

- 26 1. Plaintiffs’ Complaint was filed in state court on March 1, 2018.
- 27 2. Defendant filed an answer in state court on April 28, 2018.
- 28 3. Defendant timely removed the case to this Court on May 22, 2018  
 (ECF No. 1).

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4. On June 28, 2018, Defendant filed a Motion for Judgment on the Pleadings (ECF No. 10). Responses are currently due on July 12, 2018.

5. The Parties hereby agree that the Plaintiffs' Complaint against Defendant be dismissed with prejudice and that an Order dismissing the above-entitled action be entered accordingly, with each party to bear their own attorneys' fees and costs.

6. The Parties further stipulate that Defendant's Motion for Judgment on the Pleadings (ECF No. 10) is withdrawn.

DATED this        day of July 2018.  
GORDEN REES SCULLY  
MANSUKHANI, LLP


DATED this        day of July 2018.  
BERNSTEIN & POISSON

/s/ Robert S. Larsen, Esq.  
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**ORDER**

IT IS SO ORDERED.

  
UNITED DISTRICT COURT JUDGE

DATED: July 11, 2018