

1 ADAM PAUL LAXALT  
 Nevada Attorney General  
 2 BENJAMIN R. JOHNSON  
 Deputy Attorney General  
 3 Nevada Bar No. 10632  
 Bureau of Litigation  
 4 Public Safety Division  
 100 N. Carson Street  
 5 Carson City, NV 89701-4717  
 Tel: 775-684-1254  
 6 Email: bjohnson@ag.nv.gov

7 *Attorneys for Defendants*  
*Terri Jacobs, and John Keast*  
 8

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

11 MARK MILLER,  
 12  
 Plaintiff,  
 13  
 v.  
 14 JOHN KEAST, et al.,  
 15  
 Defendants.

Case No. 3:15-cv-00383-MMD-VPC

**STIPULATION AND ORDER FOR  
 DISMISSAL WITH PREJUDICE**

16 Plaintiff, Mark Miller, pro se, and Defendants, Terri Jacobs, and John Keast, by and  
 17 through counsel, Adam Paul Laxalt, Attorney General of the State of Nevada, and Benjamin R.  
 18 Johnson, Deputy Attorney General, hereby stipulate and agree, pursuant to FED. R. CIV. P. 41  
 19 (a)(2), that the above-captioned action should be dismissed with prejudice by order of this  
 20 Court.

21 This Stipulation for Dismissal with Prejudice is executed as part of an out-of-court  
 22 settlement between the parties. Pursuant to the terms of the Settlement Agreement and Full  
 23 and Final Release, each party will bear its own attorneys' fees and costs.

24 ///  
 25 ///  
 26 ///  
 27 ///  
 28 ///

1 The parties also request that this Court waive the remaining balance of Plaintiff's filing  
2 fee.

3 DATED this 21 day of January, 2016

DATED this 27<sup>th</sup> day of January, 2016

4 ADAM PAUL LAXALT  
5 Attorney General

6 By: Mark Miller  
7 MARK MILLER  
8 Plaintiff in Pro Se

By: Benjamin R Johnson  
9 BENJAMIN R. JOHNSON  
10 Deputy Attorney General  
11 Attorneys for Defendants

12 **ORDER**

13 This matter comes before the Court on the parties' Stipulation for Dismissal with  
14 Prejudice. The Court has examined the Stipulation for Dismissal with Prejudice as agreed by  
15 the parties hereinabove, good cause having been shown,

16 IT IS THEREFORE ORDERED that this cause of action is dismissed with prejudice  
17 with each party bearing its own attorneys' fees and costs.

18 IT IS FURTHER ORDERED that the Court waives the remaining balance of Plaintiff's  
19 filing fee.

20 DATED this 1st day of February, 2016.

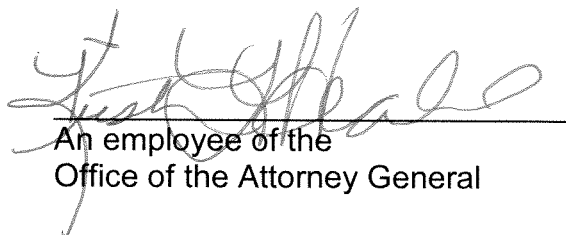
21 

22 \_\_\_\_\_  
23 UNITED STATES DISTRICT JUDGE

1 **CERTIFICATE OF SERVICE**

2 I certify that I am an employee of the Office of the Attorney General, State of Nevada,  
3 and that on this 29<sup>th</sup> day of January, 2016, I caused a copy of the foregoing, **STIPULATION**  
4 **AND ORDER FOR DISMISSAL WITH PREJUDICE**, to be served, by U.S. District Court  
5 CM/ECF Electronic Filing on the following:

6 MARK MILLER #44747  
7 CARE OF NNCC LAW LIBRARIAN  
8 NORTHERN NEVADA CORRECTIONAL CENTER  
9 P.O. BOX 7000  
10 CARSON CITY, NV 89702  
11 lawlibrary@doc.nv.gov

12   
13 An employee of the  
14 Office of the Attorney General