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5 *Attorneys for Plaintiffs*

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 8 UNITED STATES DISTRICT COURT  
 9 DISTRICT OF NEVADA

10 J. BRETT TIBBITTS, an individual, *et al.*,

Case No. 3:16-cv-00296-MMD-CBC

11 Plaintiffs,

12 vs.

**STIPULATION AND ORDER TO DISMISS  
 PLAINTIFF DIANE MCCALL'S CLAIMS  
 WITH PREJUDICE**

13 DOUGLAS COUNTY, a political subdivision  
 of the State of Nevada; *et al.*,

14 Defendants.  
 15

16 Plaintiff DIANE MCCALL, by and through her counsel of record, Kaempfer Crowell,  
 17 and Defendant DOUGLAS COUNTY, a political subdivision of the State of Nevada, by and  
 18 through its counsel of record, Thorndal, Armstrong, Delk, Balkenbush & Eisinger, hereby  
 19 stipulate and agree to dismiss Plaintiff Diane McCall's claims with prejudice.

20 Plaintiff Diane McCall is deceased, and her surviving heirs have decided not to pursue  
 21 this litigation in her name. Plaintiff John McCall, her husband, chooses to remain an active party  
 22 to this litigation and is a party to the underlying settlement reached by the Parties. Further, he  
 23 has executed the Parties' settlement agreement, as set forth in the Joint Status Report, filed

24 . . . . .

1 concurrently with this Stipulation.

2           Respectfully submitted,

3 DATED this 4<sup>th</sup> day of September, 2018.

DATED this 4<sup>th</sup> day of September, 2018.

4 KAEMPFER CROWELL

THORNDAL ARMSTRONG DELK  
BALKENBUSH & EISINGER

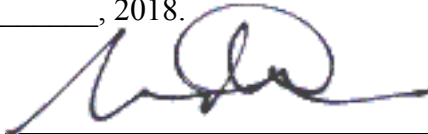
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6 By: /s/ Severin A. Carlson  
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8 **Attorneys for Plaintiffs**

By: /s/ Charles L. Burcham  
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**Attorneys for Defendant**

9 **ORDER**

10 **IT IS SO ORDERED.**

11 DATED: September 4, 2018, 2018.



12  
13 **UNITED STATES DISTRICT/MAGISTRATE JUDGE**