

**Andrew P. Parks**, OSB No. 024161  
 Email: aparks@agsprp.com  
**ARNOLD GALLAGHER PERCELL  
 ROBERTS & POTTER, PC**  
 800 Willamette Street, Suite 800  
 Eugene, Oregon 97401-2996  
 Telephone: (541) 484-0188  
 Facsimile: (541) 484-0536  
*Of Attorneys for Home Federal Bank*

UNITED STATES DISTRICT COURT  
 DISTRICT OF OREGON  
 PORTLAND DIVISION

HOME FEDERAL BANK, a wholly-owned  
 banking subsidiary of Home Federal Bancorp,  
 Inc., an Idaho corporation,

Plaintiff,

vs.

SCOTT PAUL TIMBERLAKE, Trustee of the  
 SCOTT PAUL TIMBERLAKE  
 REVOCABLE LIVING TRUST DATED 7-  
 16-98, MORGAN E. TIMBERLAKE II, an  
 individual, SCOTT PAUL TIMBERLAKE, an  
 individual,

Defendants.

CASE NO. 3:12-CV-00298-SI

MOTION & ORDER TO DISMISS

**STIPULATION**

Plaintiff hereby moves the court for an order dismissing the above-captioned matter against Defendants without prejudice and without an award of costs, disbursements or fees to any party. None

of the Defendants have yet appeared in this matter.

DATED this 11<sup>th</sup> day of May, 2012.

ARNOLD GALLAGHER PERCELL  
ROBERTS & POTTER, PC

*/s/ Andrew P. Parks*

---

Andrew P. Parks, OSB #024161  
Of Attorneys for Plaintiff

**ORDER**

THIS MATTER, having come before the court on the stipulation of the parties, and the court being fully advised on the premises, it is hereby,

ORDERED AND ADJUDGED AND DECREED, that all claims pending in this matter are dismissed without prejudice and without an award of costs, disbursements or fees to any party.

DATED this 14<sup>th</sup> day of May, 2012.



---

Hon. Michael H. Simon  
District Court Judge