uth et al		Doc. 67
	FILED IN THE U.S. DISTRICT COURT EASTERN DISTRICT OF WASHINGTON	
UNITED STATES		
EASTERN DISTRICT OF WASHINGTON		
DARIN W. MERCADO.	No. 4:14-CV-5071-SMJ	
Plaintiff,	ODDED DISMISSING	
V.	DEFENDANTS STEVEN HARRIS	
	AND ROBERT BENEFIELD	
personal capacities; MICHAEL		
A. RUTH and JANE DOE		
-		
RIGGIN,		
Defendente		
Defendants.		
On November 22, 2016 the Ninth Circuit Court of Appeals dismissed this		
matter, ECF No. 66. On November 17	, 2016, the parties filed a stipulation for	
order of dismissal with prejudice and wi	ithout costs ECE No. 64 Consistent with	
order of distillissar with prejudice and wi	unout costs, LCI 100. 04. Consistent with	
the parties' agreement and Federal Rule	of Civil Procedure 41(a),	
IT IS HEREBY ORDERED:		
1. The parties' stipulation for	r order of dismissal with prejudice and	
without costs, ECF No. 64,	is GRANTED.	
ORDER - 1		
	Docket	s.Justia.com
	EASTERN DISTRIC DARIN W. MERCADO, Plaintiff, v. STEVEN HARRIS, and ROBERT BENEFIELD, each in their personal capacities; MICHAEL A. RUTH and JANE DOE RUTH; and STEVEN M. BLY- RIGGIN and JANE DOE BLY- RIGGIN, Defendants. On November 22, 2016 the Ninth matter, ECF No. 66. On November 17 order of dismissal with prejudice and we the parties' agreement and Federal Rule IT IS HEREBY ORDERED: 1. The parties' stipulation fo	DARIN W. MERCADO, Plaintiff, v. STEVEN HARRIS, and ROBERT BENEFIELD, each in their personal capacities; MICHAEL A. RUTH and JANE DOE RUTH; and STEVEN M BLY- RIGGIN. Defendants. Mon November 22, 2016 the Ninth Circuit Court of Appeals dismissed this matter, ECF No. 66. On November 17, 2016, the parties filed a stipulation for order of dismissal with prejudice and without costs, ECF No. 64. Consistent with the parties' agreement and Federal Rule of Civil Procedure 41(a), IT IS HEREBY ORDERED: 1. The parties' stipulation for order of dismissal with prejudice and without costs, ECF No. 64, is GRANTED. ORDER - 1

1	2.	All claims against Defendants STEVEN HARRIS and ROBERT
2		BENEFIELD are DISMISSED WITH PREJUDICE , with all
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3		parties to bear their own costs and attorneys' fees.
4	3.	Per the parties' status report, ECF No. 63, Plaintiff shall file their
5		Motion to Dismiss Defendants Ruth by no later than December 9,
6		2016.
7	4.	In addition, per the parties' status report, ECF No. 63, Plaintiff shall
8		file a Motion for an Order of Default relating to the Bly-Riggins
9		Defendants by no later than December 9, 2016.
10	5.	The Clerk's Office is directed to amend the caption to read:
11		DARIN W. MERCADO,
12		Plaintiff,
13		V.
13 14		MICHAEL A. RUTH and JANE DOE RUTH; and
14		MICHAEL A. RUTH and JANE DOE RUTH; and STEVEN M. BLY-RIGGIN and JANE DOE BLY-
14 15	//	MICHAEL A. RUTH and JANE DOE RUTH; and STEVEN M. BLY-RIGGIN and JANE DOE BLY- RIGGIN,
14 15 16	// //	MICHAEL A. RUTH and JANE DOE RUTH; and STEVEN M. BLY-RIGGIN and JANE DOE BLY- RIGGIN,
14 15 16 17	// // //	MICHAEL A. RUTH and JANE DOE RUTH; and STEVEN M. BLY-RIGGIN and JANE DOE BLY- RIGGIN,
14 15 16 17 18	// // //	MICHAEL A. RUTH and JANE DOE RUTH; and STEVEN M. BLY-RIGGIN and JANE DOE BLY- RIGGIN,
14 15 16 17 18 19	// // //	MICHAEL A. RUTH and JANE DOE RUTH; and STEVEN M. BLY-RIGGIN and JANE DOE BLY-RIGGIN,

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2	IT IS SO ORDERED. The Clerk's Office is directed to enter this Order
3	and provide copies to all counsel.
4	DATED this 30th day of November 2016.
5	augel menderate
6	ALVADOR MENTAZIZA, JR. United States District Judge
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	ORDER - 3