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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

CHARLES C. TORIO, ROSEMARIE F. TORIO,) Case No.: 3:13-cv-00670-MEJ
Plaintiffs,) REQUEST FOR DISMISSAL WITH
) PREJUDICE AS TO ENTIRE ACTION
vs.) Fed. R. Civ. P. 41(a)(1)(A)(i);
THE BANK OF NEW YORK MELLON;) Proposed ORDER
BANK OF AMERICA, N.A.; RECONTRUST)
COMPANY; MORTGAGE ELECTRONIC)
REGISTRATION SYSTEMS, INC.; and)
DOES 1-100, INCLUSIVE,)
Defendants.)

Plaintiffs CHARLES C. TORIO, ROSEMARIE F. TORIO (collectively "Plaintiffs") and Defendants THE BANK OF NEW YORK MELLON; BANK OF AMERICA, N.A.; RECONTRUST COMPANY; MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC.; and DOES 1-100, INCLUSIVE (collectively "Defendants") hereby stipulate and agree that the Complaint and all causes of action be dismissed as to the entire action, pursuant to Fed. R. Civ. P. 41(a)(1)(A)(i) and this stipulation, with prejudice, each party to bear its own costs and fees.

DATED: October 18, 2013

Respectfully submitted,

/s/ Michael Yesk
Michael Yesk, Attorney for Plaintiffs

1 DATED: October 18, 2013

Severson & Werson, APC

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3 /s/ David E. Pinch
4 David E. Pinch,
Attorney for Defendants

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6 Based on the Plaintiffs' request pursuant to Fed. R. Civ. P. 41(a)(1)(A)(i), Defendant's
7 Stipulation and good cause appearing,

8 IT IS ORDERED that

9 The case is dismissed as to the entire action, with prejudice, each side to bear its own
10 costs and fees.

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14 DATED: October 25, 2013

