

1 CHARLES C. RAINEY
Rainey Devine, Attorneys at Law
2245 West Horizon Ridge Parkway, Suite 110
2 Henderson, Nevada 89052
chaz@raineydevine.com
3

4 *Attorney for Plaintiff*

5 ALICIA N. ELLINGTON
JOHN K. THEIS
Trial Attorneys, Federal Programs Branch
6 United States Department of Justice, Civil Division
20 Massachusetts Avenue, N.W., Room 6701
7 Washington, D.C. 20530
Telephone: (202) 305-7632
8 Facsimile: (202) 616-8460
John.K.Theis@usdoj.gov
9 Alicia.N.Ellington@usdoj.gov

10 *Attorneys for Defendants United States; Bureau of Alcohol,
Tobacco, Firearms, and Explosives; and Eric Holder,
11 B. Todd Jones, and Arthur Herbert in their official capacities*

12 ZACHARY RICHTER
Trial Attorney, Constitutional Torts Staff
13 United States Department of Justice, Civil Division
P.O. Box 7146, Ben Franklin Station
14 Washington, D.C. 20044
Telephone: (202) 616-4199
15 Facsimile: (202) 616-4314
Zachary.Richter@usdoj.gov
16

17 *Attorney for Defendants Eric Holder, B. Todd Jones,
and Arthur Herbert in their individual capacities*

18
19
20 UNITED STATES DISTRICT COURT
21 DISTRICT OF NEVADA

22 S. ROWAN WILSON,)
23 Plaintiff,)
24 v.) Case No.: 2:11-CV-1679-GMN-PAL
25 ERIC HOLDER, et al.,)
26 Defendants.)
27

28 **STIPULATION OF DISMISSAL OF INDIVIDUAL DEFENDANTS**

1 Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), the parties stipulate as
2 follows:

3 1. Plaintiff has asserted claims against Attorney General Eric Holder, ATF Acting
4 Director B. Todd Jones, and ATF Assistant Director Arthur Herbert in both their individual and
5 official capacities.

6 2. Having reviewed the individual defendants' response to her Complaint, *see* ECF
7 No. 9, Plaintiff has decided not to pursue claims against Defendants Holder, Jones, and Herbert
8 in their individual capacities.

9 3. Plaintiff will continue to pursue her remaining claims, including her claims
10 against Defendants Holder, Jones, and Herbert in their official capacities.

11 4. Counsel for the parties have conferred, and no party objects to dismissal of
12 Plaintiff's claims against Defendants Holder, Jones, and Herbert in their individual capacities.

13 Accordingly, the parties hereby give notice that that Plaintiff's claims against Defendants
14 Holder, Jones, and Herbert in their individual capacities are DISMISSED WITHOUT
15 PREJUDICE.

16 Dated: February 7, 2012

/s/ Charles C. Rainey
CHARLES C. RAINEY
Rainey Devine, Attorneys at Law
2245 West Horizon Ridge Parkway, Suite 110
Henderson, Nevada 89052
chaz@raineydevine.com

Attorney for Plaintiff

21 Dated: February 7, 2012

/s/ Alicia N. Ellington
ALICIA N. ELLINGTON
JOHN K. THEIS
Trial Attorneys, Federal Programs Branch
United States Department of Justice, Civil Division
20 Massachusetts Avenue, N.W., Room 6701
Washington, D.C. 20530
Telephone: (202) 305-7632
Facsimile: (202) 616-8460
John.K.Theis@usdoj.gov
Alicia.N.Ellington@usdoj.gov

*Attorneys for Defendants United States; Bureau of
Alcohol, Tobacco, Firearms, and Explosives; and
Eric Holder, B. Todd Jones, and Arthur Herbert in
their official capacities*

1 Dated: February 7, 2012

/s/ Zachary Richter
ZACHARY RICHTER
Trial Attorney, Constitutional Torts Staff
United States Department of Justice, Civil Division
P.O. Box 7146, Ben Franklin Station
Washington, D.C. 20044
Telephone: (202) 616-4199
Facsimile: (202) 616-4314
Zachary.Richter@usdoj.gov

6 *Attorney for Defendants Eric Holder, B. Todd
7 Jones, and Arthur Herbert in their individual
8 capacities*

9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

PROOF OF SERVICE

I certify that I filed this document on behalf of all parties through the CM/ECF system,
which served the following parties electronically:

Charles C. Rainey
Rainey Devine, Attorneys at Law
2245 W. Horizon Ridge Pkwy., Ste. 110
Henderson, NV 89052
chaz@raineydevine.com

Attorney for Plaintiff

Alicia N. Ellington
John K. Theis
United States Department of Justice
Civil Division, Federal Programs Branch
20 Massachusetts Ave., N.W., Rm. 7226
Washington, D.C. 20530

*Attorneys for Defendants United States;
Bureau of Alcohol, Tobacco, Firearms, and
Explosives; and Eric Holder, B. Todd Jones,
and Arthur Herbert in their official capacities*

/s/ Zachary C. Richter
ZACHARY RICHTER