

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

Plaintiff - Appellant,
v.
Defendant - Appellee.

No.

STIPULATION FOR
DISMISSAL WITHOUT
PREJUDICE TO
REINSTATEMENT

Pursuant to stipulation of the parties, this appeal is dismissed without prejudice to reinstatement in the event the United States Bankruptcy Court declines to approve a Motion to Approve Settlement which the parties hereto have reached.

Appellant must file a motion to reinstate the appeal with this court within 28 days of an Order by the United States Bankruptcy Court declining to approve a Motion to Approve Settlement which the parties hereto have reached.

In absence of the appellant's filing a timely motion for reinstatement, each party shall bear its own fees and costs on appeal.

A certified copy of the order shall serve as mandate of the court.

Dated:

Attorney for Appellant

Dated:

Attorney for Appellee