

UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF
CALIFORNIA

David McLemore v. Wells Fargo Bank, N.A., et al.

McLemore · No. 1:25-cv-00511-JLT-EPG · Decided December 8, 2025

SUMMARY

The United States District Court for the Eastern District of California approved the parties' stipulation to dismiss Wells Fargo Bank, N.A. with prejudice under Federal Rule of Civil Procedure 41. Because all defendants had been dismissed, the court directed the Clerk of Court to close the case, with each party bearing its own fees and costs.

OPINION

1 2 3 4 5 UNITED STATES DISTRICT COURT 6 EASTERN DISTRICT OF CALIFORNIA 7 8
DAVID MCLEMORE, Case No. 1:25-cv-00511-JLT-EPG 9 Plaintiffs, ORDER RE:
STIPULATION FOR 10 DISMISSAL WITH PREJUDICE v. (ECF No. 46) 11 WELLS FARGO
BANK, N.A., et al., 12 Defendants. 13 14 On December 5, 2025, the remaining parties filed a
stipulation of dismissal, stating as 15 | follows: 16 Pursuant to Fed.

R. Civ. P. 41(a)(1)(A)(i), Plaintiff and Defendant Wells Fargo Bank, N.A. hereby jointly stipulate
that Wells Fargo Bank, N.A. may be dismissed 17 with prejudice, with each of the parties to bear
their own fees and costs. All parties have now been dismissed and this matter may be dismissed in
its entirety. 18 (ECF No. 46, p. 1).?

In light of the parties' stipulation, see Fed. R. Civ. P. 41(a)(1)(A)(ii), the case against 20 Defendant
Wells Fargo Bank, N.A. has been dismissed with prejudice, with each party to bear 21 their own
costs and attorney fees. See *Wilson v. City of San Jose*, 111 F.3d 688, 692 (9th Cir. 22 | 1997). 23
Further, as all Defendants have now been dismissed, the Clerk of Court is respectfully 24 |
directed to close this case.

5 IT IS SO ORDERED. 26 Dated: _ December 8, 2025 Po they 07 UNITED STATES
MAGISTRATE JUDGE 28