

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

RODNEY UNDERWOOD,

Plaintiff,

v.

PHH MORTGAGE CORPORATION,

Defendant.

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Civil Action No. 4:23-cv-02752

JOINT STIPULATION OF DISMISSAL

Plaintiff Rodney Underwood (“Underwood”) and Defendant PHH Mortgage Corporation (“Defendant” or “PHH”) file this Joint Stipulation of Dismissal (“Stipulation”). Underwood and PHH, by and through their undersigned counsel, hereby stipulate and agree that, pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), all claims and causes of action asserted, or could have been asserted, by Underwood against PHH are hereby dismissed. This Stipulation is meant to address all claims Underwood has brought in the above-captioned action against PHH.

WHEREFORE, PREMISES CONSIDERED, Underwood and PHH jointly request that the Court enter the attached Order of Dismissal dismissing all claims and causes of action asserted, or could have been asserted, by Underwood against PHH. Underwood and PHH additionally request that all taxable costs, expenses, and attorneys’ fees be borne by the party incurring same.

Date: September 12, 2023

Respectfully submitted,

/s/ Helen O. Turner

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COUNSEL FOR DEFENDANT

-AND-

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COUNSEL FOR PLAINTIFF

CERTIFICATE OF CONFERENCE

The undersigned certifies that on September 7, 2023, Plaintiff's counsel and undersigned defense counsel have personally conducted a telephone conference regarding this Joint Stipulation of Dismissal. After conferring, Plaintiff's counsel indicated that Plaintiff is not opposed to the requested relief in this pleading.

/s/ Helen O. Turner

Counsel for Defendant

CERTIFICATE OF SERVICE

I hereby certify that on this 12th day of September, 2023, a true and correct copy of the foregoing instrument was served on the following counsel of record *via ECF and/or email* according to the Federal Rules of Civil Procedure:

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