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NOTE CHANGES MADE BY THE COURT.

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10 Attorneys for Defendant
 SEARS, ROEBUCK AND CO.; A&E FACTORY
 11 SERVICE, LLC

12 UNITED STATES DISTRICT COURT
 13 CENTRAL DISTRICT OF CALIFORNIA

14 DAN VILLASENOR,
 15
 16 Plaintiff,

Case No. CV 09-9147 PSG (FFMx)

[PROPOSED] JUDGMENT

17 v.

18 SEARS, ROEBUCK & CO.; A&E
 FACTORY SERVICES, LLC; and
 19 DOE CORPORATIONS 1-5,

Hon. Philip S. Gutierrez
 Date: January 10, 2011
 Time: 1:30 p.m.
 Courtroom: 880

20 Defendant.

Complaint Filed: November 5, 2009
 Trial Date: February 8, 2011

1 **JUDGMENT**

2 On January 10, 2011, in Courtroom 880 of the above-entitled Court, the Motion
3 of Defendant Sears, Roebuck and Co. (“Sears”) for Partial Summary Judgment and
4 the Motion of Defendant A&E Factory Service, LLC (“A&E”) for Summary
5 Judgment came on regularly for hearing in the above-captioned matter.

6 The Court, having determined pursuant to Rule 56 of the Federal Rules of Civil
7 Procedure that there is no genuine issue as to any material fact and that Defendants are
8 entitled to judgment as a matter of law as requested, and having granted Sears’ Motion
9 for Partial Summary Judgment and A&E’s Motion for Summary Judgment,

10 **HEREBY ORDERS, ADJUDGES AND DECREES** that judgment be entered
11 as follows:

12 (1) In favor of Defendant Sears:

13 (a) as to Plaintiff’s first, second, and third claims for relief in their
14 entirety;

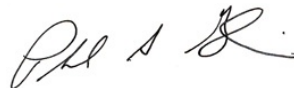
15 (b) as to Plaintiff’s fourth and fifth claims **in their entirety;**
16 ~~based on any alleged conduct that occurred prior to July 24, 2006; and~~

17 (c) ~~as to Plaintiff’s fifth claim for relief to the extent it is based on any~~
18 ~~alleged discriminatory or retaliatory conduct.~~

19 (2) In favor of Defendant A&E as to all claims.

20 The Court further orders that in respect to the judgment entered above, that
21 Plaintiff Dan Villasenor take nothing and that the parties bear their own attorneys fees
22 and costs.

23 Dated: 01-19-11

24 
25 **HON. PHILIP S. GUTIERREZ**
26 United States District Judge

27 Firmwide:98675195.1 016144.1278