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JS-6

**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA  
EASTERN DIVISION**

TODD A. SUTLIFF,  
Plaintiff,  
v.  
VON'S STORE, INC., A Safeway  
Company, BARBARA McDONALD,  
RON DAVIS, CASEY DRAYER,  
DAVID RAMIREZ, and DOES 1 though  
10, Inclusive,  
Defendants.

Case No. ED CV 08-01314 VAP (OPx)

**ORDER TO (1) DISMISS  
PLAINTIFF'S THIRD, FIFTH,  
SIXTH AND SEVENTH CLAIM  
FOR RELIEF; and (2) REMAND  
CASE TO STATE COURT**

Complaint Filed: June 9, 2008

Ct. Rm.: 2, Room 290  
Judge: Hon. Virginia A. Phillips  
M. Judge: Hon. Oswald Parada  
Trial Date: Not Set

For good cause showing, IT IS ORDERED that this case is immediately remanded back to the Superior Court of the State of California in and for the County of San Bernardino, according to the terms of the foregoing stipulation:

1. Pursuant to the Federal Rules of Civil Procedure, Rule 41(a)(1), Plaintiff's third claim for intentional infliction of emotional distress, the fifth claim for defamation, the sixth claim for negligent infliction of emotional distress, and the seventh claim for breach of contract shall be dismissed with prejudice.

2. Following the dismissal of these claims, this action shall immediately be remanded to the California Superior Court for the County of San Bernardino.

Case No. ED CV 08-01314 VAP (OPx)

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**ORDER TO (1) DISMISS PLAINTIFF'S THIRD, FIFTH, SIXTH AND SEVENTH CLAIM  
FOR RELIEF; and (2) REMAND CASE TO STATE COURT**

