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7 **IN THE UNITED STATES DISTRICT COURT FOR THE**
8 **EASTERN DISTRICT OF CALIFORNIA**

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10 NAOKO ITO, TOSHIE ITO, TAKAFUMI)
ITO, MICHIKO MORINAGA and)
11 KIMIKO MIYOSHI PRICE,)

12 Plaintiffs,)

13 v.)

14 BRIGHTON/SHAW, INC., BRIGHTON)
HILLS, LTD., JOHN E. QUIRING,)
15 ROBERT CARSON, Individually,)
ROBERT CARSON, as General Partner)
16 of BRIGHTON HILLS, LTD., CRAIG)
DAVIS and CINDY DAVIS,)

17 Defendants.)

18 AND RELATED CROSS ACTION)
19

NO. 1:06-CV-01135-AWI-DLB

ORDER DISMISSING ENTIRE
ACTION WITH PREJUDICE

(Document # 301)

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21 On November 11, 2009, Defendant and Cross-Complainant ROBERT CARSON
22 (“Carson”) and Defendant, Cross-Defendant and Cross-Complainant CRAIG DAVIS and
23 CINDY DAVIS (hereinafter collectively referred to as “Davis”), by and through their respective
24 counsels of record, stipulated that a settlement agreement among them has been reached in the
25 above-captioned action, and that the terms of the settlement are embodied in a separately
26 executed Settlement Release Action. The parties requested the Court dismiss the entire action in
27 its entirety, with prejudice, and each party bearing their own costs and attorneys’ fees.
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1 Therefore, in light of the stipulation of the parties, and good cause appearing,

2 IT IS HEREBY ORDERED:

- 3 1) This action is dismissed with prejudice, in its entirety; and
- 4 2) Each party shall bear its own costs, attorneys' fees and other fees incurred in
- 5 connection with this action.
- 6 3) The Clerk of the Court is directed to close this case.

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8 IT IS SO ORDERED.

9 **Dated: November 15, 2009**

/s/ Anthony W. Ishii
CHIEF UNITED STATES DISTRICT JUDGE