

1 Robert D. Tookoian No. 194222  
 2 Ovidio Oviedo, Jr., No. 210311  
 3 LAW OFFICE OF OVIEDO TOOKOIAN, LLP  
 4 1100 W. Shaw Avenue, Suite 130  
 5 Fresno, CA 93711  
 6 Telephone: (559) 226-6200  
 7 Facsimile: (559) 222-3345

Attorneys for: John Papagni

8 **UNITED STATES DISTRICT COURT**  
 9 **EASTERN DISTRICT OF CALIFORNIA**

11 John Papagni, an individual,	)	CASE NO. 1:09-CV-00041-OWW-GSA
12 Plaintiff,	)	STIPULATION OF DISMISSAL
13 v.	)	
14 Elliott Auto Supply Co., Inc., a Minnesota	)	Trial Date: 8/31/10
15 Corporation et al.,	)	Time: 9 a.m.
16 Defendants.	)	Courtroom: 3
	)	Judge: Wanger

17 IT IS HEREBY STIPULATED by and between the parties to this action through their  
 18 designated counsel that the above-captioned action be and hereby is dismissed with prejudice pursuant  
 19 to FRCP 41(a)(1). Neither party is to be responsible to the other party for any costs or fees regarding  
 20 this stipulation or underlying case.

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The undersigned respectfully request that the Court approve this order.

Dated: March 29, 2010

By: /s/ Robert D. Tookoian  
Robert D. Tookoian,  
Attorney for Plaintiff above-named.

Dated: March 29, 2010

By: /s/ Catherine Manske  
Catherine Manske Attorney for Defendant  
Elliott Auto Supply, Inc.

IT IS SO ORDERED.

Dated: April 1, 2010

/s/ Oliver W. Wanger  
UNITED STATES DISTRICT JUDGE