

1 Tanya Levinson Moore, Esq. SBN 206683  
2 MOORE LAW FIRM, P.C.  
3 332 N. Second Street  
4 San Jose, CA 95112  
5 Telephone (408) 271-6600  
6 Facsimile (408) 298-6046

7 Attorneys for Plaintiff  
8 Theresa Wallen

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

11 THERESA WALLEN,  
12 Plaintiff,

13 vs.

14 STEVEN DANN dba SANGER  
15 DONUT, RICHARD BUBENIK,  
16 BJ&IM TRUST,

17 Defendants.

) No. 1:10-CV-00260-OWW-DLB

) **STIPULATION FOR DISMISSAL;**  
) **ORDER**

18  
19 Plaintiff Theresa Wallen, through her attorney, Tanya Levinson Moore,  
20 Moore Law Firm, P.C., San Jose, California, and Defendants STEVEN DANN  
21 dba SANGER DONUT and RICHARD BUBENIK and BJ&IM TRUST, through  
22 their respective attorneys, LAW OFFICE OF MARK JOHNSON, Sanger,  
23 California, and LIEBERT CASSIDY WHITMORE, Fresno, California, hereby  
24 stipulate that the above-captioned action shall be dismissed with prejudice.  
25  
26  
27

28 *Moore v. Dann, et al.*

Stipulation and Order of Dismissal

1 Date: April 20, 2010

MOORE LAW FIRM, P.C.

2 /s/Tanya Levinson Moore

3 Tanya E. Levinson Moore

4 Attorney for Plaintiff

5 Date: April 20, 2010

LAW OFFICE OF MARK JOHNSON

6 /s/Mark Johnson

7 Mark Johnson, Esq.

8 Attorney for Defendant

9 Steven Dann

10 Date: April 20, 2010

LIEBERT CASSIDY WHITMORE

11 /s/Shelline K. Bennett

12 Shelline K. Bennett

13 Attorney for Defendants

RICHARD BUBENIK and BJ&IM TRUST

14 **ORDER**

15 THE PARTIES HAVING SO STIPULATED, through their designated counsel,  
16 IT IS HEREBY ORDERED THAT the above-captioned action shall be and  
17 hereby is dismissed, with prejudice, pursuant to Federal Rules of Civil Procedure,  
18 41(a)(1) in its entirety.

19  
20  
21 IT IS SO ORDERED.

22  
23 Dated: April 23, 2010

/s/ Oliver W. Wanger  
UNITED STATES DISTRICT JUDGE

24  
25  
26  
27  
28 *Moore v. Dann, et al.*

Stipulation and Order of Dismissal