

1 **WILLIAM J. SMITH - #056116**
 2 **KIRBY F. CANON #276414**
 3 **SMITH JOHNSON, INC.**
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5 Attorneys for Plaintiff, CHRISTINE TOTH

6
 7 UNITED STATES DISTRICT COURT
 8 EASTERN DISTRICT OF CALIFORNIA

10 CHRISTINE TOTH,)	Case No. 1:12-CV-00001-LJO-DLB
)	
11 Plaintiff,)	STIPULATION AND ORDER RE
)	DISMISSAL WITH PREJUDICE
12 vs.)	
)	
13 GUARDIAN INDUSTRIES CORP., a)	Complaint Filed: November 9, 2011
Delaware corporation, ASHLEY)	
14 KIRKLAND, an individual, and DOES 1)	
through 20, inclusive,)	
)	
15 Defendants.)	
16 _____)	

17 **IT IS HEREBY STIPULATED** by and between Plaintiff, CHRISTINE TOTH, and
 18 Defendants, GUARDIAN INDUSTRIES CORP., a Delaware Corporation and ASHLEY KIRKLAND,
 19 by and through their respective counsel, that the above captioned lawsuit be and hereby is dismissed,
 20 with prejudice in its entirety, each party to bear its own attorneys' fees and costs, pursuant to Federal
 21 Rule of Civil Procedure, Rule 41(a)(1).

22 Dated: July 9, 2012 SMITH JOHNSON, INC.

23
 24 /s/William J. Smith
 WILLIAM J. SMITH, Attorneys for Plaintiff
 25 CHRISTINE TOTH

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Dated: July 9, 2012

LAW OFFICES OF GREGORY J. SMITH

/s/Gregory J. Smith
GREGORY J. SMITH, Attorney for Defendant
GUARDIAN INDUSTRIES CORP., and
ASHLEY KIRKLAND

* * * *

ORDER

The above Stipulation is hereby adopted as an order of this Court. The clerk is directed to close this action.

IT IS SO ORDERED.

Dated: July 10, 2012

/s/ Lawrence J. O'Neill
UNITED STATES DISTRICT JUDGE