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4 **UNITED STATES DISTRICT COURT**
5 **FOR THE EASTERN DISTRICT OF CALIFORNIA**
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7 United States For The Use Of:) Case No. 1:12-cv-01656-AWI-GSA
8 UNITED RENTALS (NORTH AMERICA),)
9 INC., a Delaware Corporation)
10 Plaintiff,) **ORDER OF DISMISSAL**
11 v.)
12 AVCON CONSTRUCTORS, INC., a California)
13 corporation, d/b/a FRONTIER CONTRACTING,)
INC., et al.;)
14 Defendants.)

15 The Court having considered the stipulation of the parties, and good cause appearing
16 therefore, orders as follows:

- 17 1. This action as brought by plaintiff United Rentals (North America), Inc., against
18 defendants Allen Engineering Contractor, Inc., Safeco Insurance Company of America,
19 Avon Constructors, Inc., and American Contractors Indemnity Company pursuant to
20 FRCP 41(a)(1)(A) is dismissed with prejudice.
21 2. Each party shall bear their own costs and attorneys' fees in connection with that action.
22 3. The Court shall retain jurisdiction over this matter to enforce the terms of the June 25,
23 2014, Settlement Agreement.
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25 IT IS SO ORDERED.

26 Dated: September 10, 2014

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28 SENIOR DISTRICT JUDGE