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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

ELECTRONIC RECYCLERS
INTERNATIONAL, INC. a corporation,

Plaintiff,

v.

CALBAG METALS CO., a corporation,
and DOES 1 to 100,

Defendant.

No. 1:14-cv-01352-KJM-SMS

ORDER

Pursuant to plaintiff and defendant's stipulation of dismissal (ECF No. 39), and Federal Rule of Civil Procedure 41(a) this action is DISMISSED with prejudice.

The court in its discretion declines to maintain jurisdiction to enforce the terms of the parties' settlement agreement. *Kokkonen v. Guardian Life Ins. Co. of Am.*, 511 U.S. 375, 381 (1994); *cf. Collins v. Thompson*, 8 F.3d 657, 659 (9th Cir. 1993). Unless there is some independent basis for federal jurisdiction, enforcement of the agreement is for state courts. *Kokkonen*, 511 U.S. at 382.

IT IS SO ORDERED.

DATED: October 7, 2015.

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UNITED STATES DISTRICT JUDGE