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17 UNITED STATES DISTRICT COURT

18 FOR DISTRICT OF NORTHERN CALIFORNIA

19 ANTHONY J. PULERA,  
20 Plaintiff,

21 vs.

22 F&B, INC., MANCHESTER ENTERPRISES,  
23 INC, CHARLENA MANCHESTER, CHARLES  
24 MANCHESTER,

25 Defendants

Case No.: 08-CV-00275 MCE-DAD

**STIPULATION TO DISMISS WITH  
PREJUDICE, COURT TO RETAIN  
JURISDICTION, AND ORDER THEREON**

26 F&B, INC. and MANCHESTER  
27 ENTERPRISES, INC.,

28 Third Party Plaintiffs,

29 vs.

30 TW CONSTRUCTION CO., INC.,

31 Third Party Defendant

1 The parties through their attorneys' of record hereby stipulate as follow:

2 1. The parties have executed settlement agreements fully resolving the issues before  
3 this Court.

4 2. The Settlement Agreement between Plaintiff and Defendants F&B, INC.,  
5 MANCHESTER ENTERPRISES, INC, CHARLENA MANCHESTER, and CHARLES  
6 MANCHESTER, calls for a structured settlement with payments over time.

7 3. The parties request that the Court Dismiss with Prejudice the Plaintiffs entire  
8 action and the third party complaint. However, the parties request that the Court exercise  
9 continuing jurisdiction until February 1, 2013 to enforce the terms of the executed settlement  
10 agreements if breached.

11 IT IS SO STIPULATED.

12  
13 Dated: March 1, 2012

By: /s/ TOMAS MARGAIN  
Tomas Margain  
Attorney for Plaintiff

14  
15 Dated: March 1, 2012

By: /s/ JEFFREY K. RAHBECK  
Jeffrey K. Rahbeck  
Attorney for Defendants &  
16 Third Party Plaintiffs

17  
18 Dated: March 1, 2012


By: /s/ JOHN D. MOORE  
John D. Moore  
19 Attorney for Third Party Defendant

ORDER

GOOD CAUSE APPEARING, pursuant to parties' stipulation, IT IS HEREBY ORDERED that this Case be Dismissed with Prejudice. This dismissal is as to Plaintiff's First Amended Complaint and the Third Party Complaint. All future dates on the docket are vacated. The Clerk of Court is directed to close the file. The Court, will, however, exercise continuing jurisdiction to enforce the parties' executed settlement agreements, if breached, until February 1, 2013 only.

IT IS SO ORDERED.

Dated: March 8, 2012



MORRISON C. ENGLAND, JR.  
UNITED STATES DISTRICT JUDGE