

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
SACRAMENTO DIVISION

NATHAN THOMS, on behalf of
himself and all others similarly situated,

Plaintiff,

v.

WALGREEN CO., an Illinois
Corporation; and Does 1 through 50,
inclusive,

Defendants.

CASE NO. 2:08-cv-01649-JAM-DAD

JUDGMENT

McDERMOTT WILL & EMERY LLP
ATTORNEYS AT LAW
LOS ANGELES

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

This action came on for hearing before this Court on March 25, 2009, the Honorable John A. Mendez, United States District Judge presiding, on the Motion of defendant Walgreen Co. for Summary Judgment or, Alternatively, for Summary Adjudication Against Plaintiff Nathan Thoms.

After considering the papers submitted in support of and in opposition to the Motion, the pleadings and records on file in this action, the evidence presented, oral proceedings, and all other matter properly before the Court,

IT IS ORDERED AND ADJUDGED that the plaintiff Nathan Thoms take nothing, that the action be dismissed on the merits and that the defendant Walgreen Co. recover its costs.

Dated: April 8, 2009

/s/ John A. Mendez
Honorable John A. Mendez
United States District Judge

AGREED AS TO FORM:

McDERMOTT WILL & EMERY LLP
FRANCISCA M. MOK

By: /s/ Francisca M. Mok
FRANCISCA M. MOK
Attorneys for Defendant
WALGREEN CO.

LINDSAY & STONEBARGER
JAMES M. LINDSAY

By: /s/ James M. Lindsay
JAMES M. LINDSAY
Attorneys for Plaintiff
NATHAN THOMS