

HEFNER, STARK & MAROIS, LLP

Gregory A. Forest (CA Bar Assn. No. 239886)
 2150 River Plaza Drive, Suite 450
 Sacramento, CA 95833-3883
 Telephone: (916) 925-6620
 Fax No: (916) 925-1127
 Email: gforest@hsmlaw.com

Attorney for Defendants
 YREKA HOLDINGS, II, a California limited
 partnership; CRIS GALPIN; GREGG ADAMS

IN THE UNITED STATES DISTRICT COURT**Eastern District of California**

NORTH VIEW ESTATES, GP, a General
 Partnership

Plaintiff,

v.

YREKA HOLDINGS, II, an Oregon Limited
 Partnership; CHRIS GALPIN, an individual;
 GREGG ADAMS, an individual; and DOES
 1-50, inclusive,

Defendants.

Case No. 2:08-CV-02230-JAM-GGH

**VOLUNTARY DISMISSAL; ORDER
 THEREON (FRCP 41(a)(2))**

Having resolved this controversy pursuant to a written settlement agreement and mutual release, plaintiff North View Estates, GP, a general partnership ("Plaintiff"), and defendants Yreka Holdings, II, LP, an Oregon limited partnership, Cris Galpin, and Gregg Adams (collectively the "Defendants") hereby mutually request dismissal of the above-captioned action, pursuant to Federal Rule of Civil Procedure 41(a)(2), as follows:

- (1) The Plaintiff's action is hereby dismissed with prejudice;
- (2) The Defendants' counterclaim is hereby dismissed with prejudice;
- (3) The Plaintiff and the Defendants shall each bear their own respective costs and attorneys' fees; and further
- (4) The trial set in this matter for October 24, 2011, and the pretrial conference set for September 16, 2011, shall be vacated.

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

Dated: August 17, 2011

By: /s/
Wallace C. Doolittle
Attorneys for Plaintiff
Northview Estates, GP, a General
Partnership

Dated: August 11, 2011

By: /s/
Gregory A. Forest
Attorneys for Defendants Yreka
Holdings II, an Oregon limited
partnership; Cris Galpin and
Gregg Adams

Good cause appearing, IT IS SO ORDERED.

Dated: August 19, 2011

/s/ John A. Mendez
U. S. DISTRICT COURT JUDGE