1	Abraham N. Goldman, SBN 102080 ABRAHAM N. GOLDMAN & ASSOCIATES, LTD.	
2	12896 Rices Crossing Road P.O. Box 120	
3	Oregon House, California 95962 Tel: (530) 692-2267	
4	Fax: (530) 692-2543 e-mail: agoldman@succeed.net	
5		
6 7	Attorney for Plaintiffs EDITH MINNE and BONNIE LOHMANN	
,		
8 9	UNITED STATES DISTRICT COURT	
10	EASTERN DISTRICT OF CALIFORNIA	
11	SACRAMENTO DIVISION	
12	EDITH MINNE and BONNIE	CASE No. 09-CV-00625-JAM-KJM
13	LOHMANN, individually and as Trustee of The EDWARD and	ORDER OF DISMISSAL
14	BONNIE LOHMANN 2006 Family Living Trust, and as Successor in	WITHOUT PREJUDICE RETAINING JURISDICTION TO
15	Interest to Edward Lohmann, deceased,	ENFORCE STIPULATION OF PARTIES' REQUEST FOR
16	Plaintiffs,	DISMISSAL
17	v. (2)	Hon. John A. Mendez
18 19	HUIB STROOMBERG, TRACI SOUTHWELL, STROOMWELL INVESTMENT GROUP, INC., and DOES 1-100,	
20	Defendants.	
21		
22	/	
23	Pursuant to F.R.C.P. Rule 41(a)(1)(A)(ii), the Notice of Dismissal Without	
24	Prejudice filed by plaintiffs, and the Stipulation of All Parties:	
25	IT IS HEREBY ORDERED:	
26	1. This action is voluntarily dismissed without prejudice pursuant to	
27	F.R.C.P. Rule $41(a)(1)(A)(ii)$ .	
28	[PROPOSED] ORDER OF DISMISSAL WITHOUT PREJUDICE RETAINING JURISDICTION TO ENFORCE STIPULATION OF PARTIES' REQUEST FOR DISMISSAL Case No. 09-CV-00625-JAM-KJM 1	

Defendants SOUTHWELL, STROOMBERG and STROOMWELL, as consideration for dismissal of this action, will perform the following, for five
(5) years from the date the dismissal is entered:

(a) Defendants will keep plaintiffs reasonably informed on a monthly basis in writing (which may be by e-mail) of all progress related to the projects referred to as "Cerbere" and "Ocean Star/Dominican Republic" in the pleadings;

(b) Upon request, defendants will allow plaintiffs to inspect any books or records relating to any of the matters alleged in the pleadings, including the Cerbere and Ocean Star/Dominican Republic projects;

(c) Defendants will cooperate with any good faith enquiries from plaintiffs about the Cerbere and/or Ocean Star/Dominican Republic project;

(d) Defendants, and each of them, will keep plaintiffs informed in writing, with copies to plaintiffs' attorney, Abraham Goldman, of any change of defendants' business or residence address and telephone numbers, cell phone numbers and e-mail addresses;

(e) Upon request, defendants will, in good faith, assist plaintiffs in any future discussions or negotiations with any other parties involved in the Cerbere and/or Ocean Star/Dominican Republic projects.

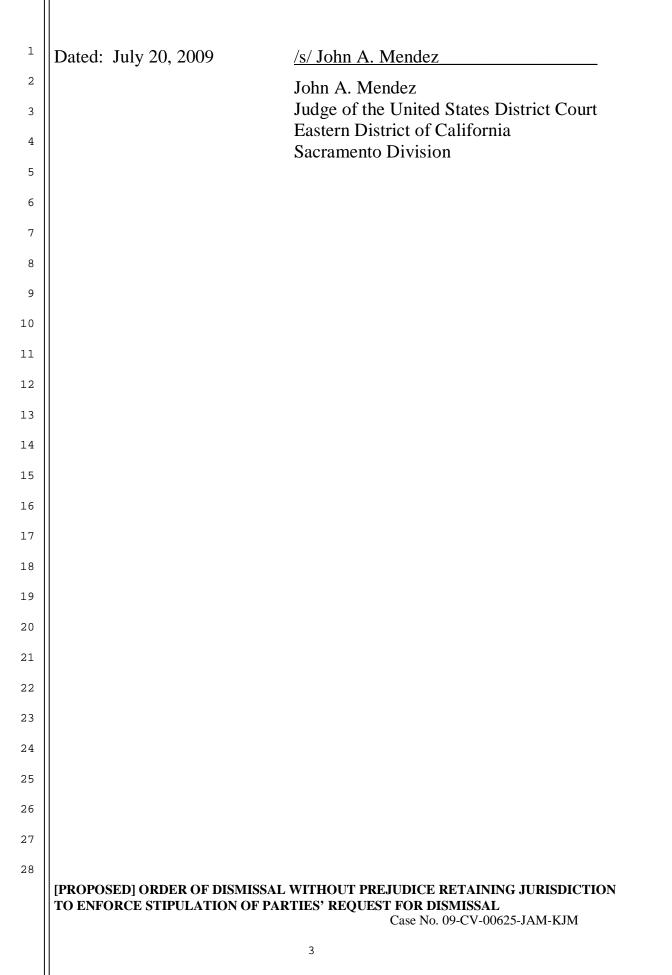
3. This Dismissal of this action is without prejudice to any rights or defenses any of the parties had relating to any issues between or among them prior to the filing of this action.

4. The Court retains jurisdiction over the matters set forth in this Order for five (5) years from the date the dismissal is entered, and any party may enforce this Order by procedures set forth in California Code of Civil Procedure Section 664.6.

## **IT IS SO ORDERED.**

## [PROPOSED] ORDER OF DISMISSAL WITHOUT PREJUDICE RETAINING JURISDICTION TO ENFORCE STIPULATION OF PARTIES' REQUEST FOR DISMISSAL

Case No. 09-CV-00625-JAM-KJM



PDF created with pdfFactory trial version <u>www.pdffactory.com</u>