



1 By and through their attorneys of record, Petitioners, GREATER STOCKTON  
2 CHAMBER OF COMMERCE, ET AL. and Respondents, J. CLARK KELSO, in his  
3 Capacity as Receiver; ET AL. hereby dismiss all of Petitioners' claims against Respondents  
4 with prejudice. The Court to retain jurisdiction (1) over the parties' Settlement Agreement  
5 and (2) each party shall bear its own costs, expenses and attorneys' fees except as otherwise  
6 provided by the Settlement Agreement and corresponding agreements.

7  
8 Dated: August 2, 2010

HERUM CRABTREE,  
*A California Professional Corporation*

9  
10 By: /s/ Steven A. Herum  
11 STEVEN A. HERUM  
12 Attorneys for Petitioners Greater Stockton  
13 Chamber of Commerce, County of San  
14 Joaquin, and City of Stockton

15  
16 Dated: August 2, 2010

OFFICE OF THE SAN JOAQUIN COUNTY  
COUNSEL

17 By: /s/ J. Mark Myles  
18 J. MARK MYLES  
19 Attorneys for Petitioners County of San  
20 Joaquin


21  
22 Dated: August 2, 2010

OFFICE OF THE STOCKTON CITY ATTORNEY

23 By: /s/ John M. Luebberke  
24 JOHN M. LUEBBERKE  
25 Attorneys for Petitioner City of Stockton

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27 *IT IS SO ORDERED*

28 Dated: August 3, 2010

  
LAWRENCE K. KARLTON  
SENIOR JUDGE  
UNITED STATES DISTRICT COURT

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**PROOF OF SERVICE**

I, CAROL BRACKEN, certify and declare:

I am over the age of 18 years and not a party to this action. My business address is: HERUM CRABTREE, 2291 West March Lane, Suite B100, Stockton, California 95207. On the date set forth below, I served the following document(s):

**DISMISSAL WITH PREJUDICE**

**BY U.S. MAIL.** By enclosing the document(s) in a sealed envelope addressed to the person(s) set forth below, and placing the envelope for collection and mailing, following our ordinary business practices. I am readily familiar with this business's practice for collecting and processing of correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service, in a sealed envelope with postage fully prepaid.

David E. Wooten  
San Joaquin County Counsel  
222 East Weber Avenue  
Room 711  
Stockton, CA 95202-2777

**BY FACSIMILE.** By use of facsimile machine, telephone number (209) 472-7986. I caused the facsimile machine to print a transmission record of the transmission, a copy of which is attached to this declaration. The transmission was reported as complete and without error. [Cal. Rule of Court 2.301 and 2.306]

**BY OVERNIGHT DELIVERY.** By enclosing the document(s) in an envelope or package provided by an overnight delivery carrier with postage thereon fully prepaid. [Code Civ. Proc., §§ 1013(c), 2015.5.] The envelope(s) were addressed to the person(s) as set forth below.

**ELECTRONICALLY.** By uploading the document listed above and e-filing and service of said document directly with the United States District Court's ECF website at: <https://ecf.caed.uscourts.gov>.

**PLEASE SEE ATTACHED SERVICE LIST**

**BY PERSONAL SERVICE.** I personally served the following person(s) at the address(es) listed below:

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Dated: August 2, 2010

\_\_\_\_\_/s/ Carol Bracken\_\_\_\_\_  
CAROL BRACKEN

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**SERVICE LIST**

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