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10 Attorneys for Defendant/Cross-Complainant
11 BIG 5 CORP.

12 UNITED STATES DISTRICT COURT
 13 EASTERN DISTRICT OF CALIFORNIA

15 TONY MARTINEZ,
 16 Plaintiff,

Case No. 2:11-cv-02608-MCE-EFB

17 v.

JOINT STIPULATION FOR DISMISSAL
 OF DEFENDANT BIG 5 CORP. and
 ORDER THEREON

18 WATT-ELKHORN ASSOCIATES, LP, et
 19 al.,
 20 Defendants.

21 AND RELATED CROSS-ACTION.
 22 _____/

1 TO THE COURT AND TO ALL PARTIES:

2 Plaintiff, TONY MARTINEZ, and defendant, BIG 5 CORP. dba BIG 5 SPORTING
3 GOODS #224, stipulate to and jointly request that this Court enter a dismissal with prejudice
4 of plaintiff's complaint in the above-entitled action pursuant to Fed. R. Civ. P. 41(a)(2) **as**
5 **to BIG 5 CORP. dba BIG 5 SPORTING GOODS #224 only.**

6 Nothing in this dismissal shall be construed to affect plaintiff's complaint and claims
7 against defendants other than defendant **BIG 5 CORP. dba BIG 5 SPORTING GOODS**
8 **#224.**

9
10 Dated: February 22, 2012

DISABLED ADVOCACY GROUP, APLC

11
12 /s/ Lynn Hubbard
13 LYNN HUBBARD III
14 Attorney for Plaintiff Tony Martinez

15 Dated: February 22, 2012


MUSICK, PEELER & GARRETT LLP

16
17 /s/ Candice S. Tong
18 CANDICE S. TONG
19 Attorney for Defendant Big 5 Corp.

20 **ORDER**

21 IT IS HEREBY ORDERED that the complaint of plaintiff, USDC Case No. 2:11-cv-
22 02608-MCE-EFB, is hereby dismissed with prejudice as to defendant BIG 5 CORP. dba BIG
23 5 SPORTING GOODS #224. The case will remain open as to the other defendants.

24 Dated: February 27, 2012

25 
26 MORRISON C. ENGLAND, JR.
27 UNITED STATES DISTRICT JUDGE
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