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Attorneys for Defendant
AEROTEK, INC., A MARYLAND
CORPORATION

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

SHIRLEY KONKLE, an individual,

Plaintiff,

v.

AEROTEK, INC., a Maryland
Corporation,

Defendant.

Case No. 2:13-CV-01905-MCE-DAD

**STIPULATION AND ORDER TO DISMISS
ACTION PURSUANT TO RULE 41(A) OF
THE FEDERAL RULES OF CIVIL
PROCEDURE**

Plaintiff SHIRLEY KONKLE ("Plaintiff") and Defendant AEROTEK, INC., a Maryland Corporation ("Defendant") (collectively, the "Parties"), by and through their counsel, do hereby stipulate and agree as follows:

WHEREAS, on July 16, 2013, Plaintiff filed the Complaint in the above-captioned matter against Defendant in the Superior Court of California for the County of Sacramento, Case No. 34-2013-00148247; and

WHEREAS, on September 13, 2013, Defendant removed this action to the United States District Court for the Eastern District of California, Case No. 2:13-cv-01905-MCE-DAD, pursuant to diversity jurisdiction under 28 U.S.C. § 1332; and

WHEREAS, the Parties have entered into a Confidential Settlement Agreement and Release of All Claims, effectuating a resolution of this dispute; and

WHEREAS, pursuant to Federal Rule of Civil Procedure 41(a), the Parties agree that

1 this case can and should be dismissed, with prejudice.

2 THEREFORE, IT IS HEREBY STIPULATED AND AGREED that the above-
3 captioned matter shall be dismissed, with prejudice. Defendant shall bear its own fees and costs in
4 connection with the proceedings before this Court, and Plaintiff shall bear her own fees and costs in
5 connection with the proceedings before this Court.

6 **SO STIPULATED.**

7
8 Dated: October 21, 2015

LITTLER MENDELSON, P.C.

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10 /s/ Benjamin L. Webster
11 BENJAMIN L. WEBSTER
12 KELSEY E. PAPST
13 Attorneys for Defendant
14 AEROTEK, INC., A MARYLAND
15 CORPORATION

16
17 Dated: October 21, 2015

KUNZLER LAW GROUP

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19 /s/ R. Jeremy Adamson
20 R. JEREMY ADAMSON
21 Attorney for Plaintiff
22 SHIRLEY KONKLE

23 **ORDER**

24 Pursuant to the foregoing stipulation and Rule 41(a) of the Federal Rules of Civil Procedure,
25 IT IS HEREBY ORDERED that Plaintiff's Complaint is DISMISSED with prejudice.

26 IT IS SO ORDERED.

27 Dated: October 22, 2015

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MORRISON C. ENGLAND, JR, CHIEF JUDGE
UNITED STATES DISTRICT COURT