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16 Attorneys for Plaintiff FEDEX GROUND
 17 PACKAGE SYSTEM, INC.

18 **UNITED STATES DISTRICT COURT**

19 **EASTERN DISTRICT OF CALIFORNIA**

20 **SACRAMENTO DIVISION**

21 FEDEX GROUND PACKAGE SYSTEM,
 22 INC.,

Plaintiff,

23 v.

24 MIRIAM BARCELLONA INGENITO, in her
 Official Capacity as Director of the California
 25 Department of Toxic Substances Control;
 JACKIE LACEY, in her Official Capacity as
 26 the District Attorney for the County of Los
 Angeles; BONNIE M. DUMANIS, in her
 27 Official Capacity as the District Attorney for

Case No. 2:14-CV-01038-TLN-EFB

**NOTICE OF SETTLEMENT,
 STIPULATED REQUEST FOR
 DISMISSAL, AND ORDER OF
 DISMISSAL WITH PREJUDICE OF
 THE DISTRICT ATTORNEY
 DEFENDANTS**

Judge: Hon. Troy L. Nunley

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 NOTICE OF SETTLEMENT, STIPULATED
 REQUEST FOR DISMISSAL, AND ORDER
 OF DISMISSAL WITH PREJUDICE OF THE
 DISTRICT ATTORNEY DEFENDANTS
 CASE NO. 2:14-CV-01038-TLN-EFB

1 the County of San Diego; ANNE MARIE
2 SCHUBERT, in her Official Capacity as the
3 District Attorney for the County of
4 Sacramento; and MICHAEL RAMOS, in his
5 Official Capacity as the District Attorney for
6 the County of San Bernardino,

Defendants.

7 **NOTICE OF SETTLEMENT AND STIPULATED REQUEST FOR DISMISSAL**

8 WHEREAS, plaintiff FEDEX GROUND PACKAGE SYSTEM, INC. (“FedEx Ground”),
9 and defendants JACKIE LACEY, in her official capacity as District Attorney for the County of
10 Los Angeles, BONNIE M. DUMANIS, in her official capacity as District Attorney for the
11 County of San Diego, ANNE MARIE SCHUBERT, in her official capacity as District Attorney
12 for the County of Sacramento, and MICHAEL RAMOS, in his official capacity as District
13 Attorney for the County of San Bernardino (collectively, the “DA Defendants”), have reached a
14 settlement in the above-entitled action;

15 WHEREAS, defendant MIRIAM BARCELLONA INGENITO, in her official capacity as
16 Director of the California Department of Toxic Substances Control, remains a defendant in this
17 action;

18 WHEREFORE, FedEx Ground and the DA Defendants hereby request that the Court
19 dismiss with prejudice the DA Defendants only from the above-entitled action, each side to bear
20 its own fees and costs.

1 Dated: August 20, 2015

O'MELVENY & MYERS LLP

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By: /s/ Geoffrey H. Yost
Geoffrey H. Yost

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Attorneys for Plaintiff FEDEX GROUND
PACKAGE SYSTEM, INC.

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Dated: August 27, 2015

By: /s/
Douglas Scott Whaley

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Attorneys for ANN MARIE SCHUBERT, in
her Official Capacity as the District
Attorney for the County of Sacramento.

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Dated: August 27, 2015

By: /s/
Dan Silverman

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Attorneys for MICHAEL RAMOS, in his
Official Capacity as the District Attorney
for the County of San Bernardino.

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Dated: August 27, 2015

By: /s/
Karen I. Doty

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Attorneys for BONNIE M. DUMANIS, in her
Official Capacity as the District
Attorney for the County of San Diego.

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Dated: August 27, 2015

By: /s/
Julia C. Weissman

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Attorneys for JACKIE LACEY, in her Official
Capacity as the District Attorney for
the County of Los Angeles.

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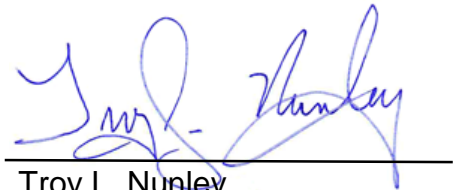
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1 **ORDER**

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3 Pursuant to the foregoing Stipulation, defendants JACKIE LACEY, in her official
4 capacity as District Attorney for the County of Los Angeles, BONNIE M. DUMANIS, in her
5 official capacity as District Attorney for the County of San Diego, ANNE MARIE SCHUBERT,
6 in her official capacity as District Attorney for the County of Sacramento, and MICHAEL
7 RAMOS, in his official capacity as District Attorney for the County of San Bernardino, only, are
8 hereby dismissed with prejudice, each side to bear its own fees and costs.

9 **IT IS SO ORDERED.**

10 **Dated: September 16, 2015**

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14 Troy L. Nunley
15 United States District Judge
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