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 8 UNITED STATES DISTRICT COURT
 9 EASTERN DISTRICT OF CALIFORNIA

11 ENRIQUE ALVAREZ ZARDAIN, an)	Case No.: 2:15-cv-01207-MCE-EFB
individual)	
)	
12 Plaintiff,)	
)	
13 vs.)	STIPULATION AND ORDER FOR
)	VOLUNTARY DISMISSAL OF CLAIMS
14 IPACPA US, INC., a Delaware corporation,)	
15 TRC HOLDINGS, INC., a Delaware)	
corporation, and DOES 1-20)	
16 Defendants.)	

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 18 Plaintiff ENRIQUE ALVAREZ ZARDAIN (“Plaintiff”) and Defendant TRC
 19 HOLDINGS, INC. (“TRC”) (together, the “Parties”), by and through their attorneys of record,
 20 hereby stipulate and agree as follows:

21 **RECITALS**

22 A. On or about June 4, 2015, Plaintiff filed his Complaint (the “Complaint”) in this
 23 action against Defendants IPACPA US, Inc. and TRC. IPACPA US, Inc. has not appeared in
 24 this action.

25 B. On or about December 22, 2016, the Parties reached agreement on the terms of a
 26 settlement for purposes of resolving Plaintiff’s claims against TRC, which were memorialized in
 27 a settlement agreement (the “Initial Settlement Agreement”) resulting in this Court entering a
 28

1 stay of this action and a conditional dismissal pending satisfaction of the conditions of
2 settlement.

3 C. On or about August 16, 2018 the Parties executed a Global Settlement Agreement
4 and Release of All Claims (the “Global Release”) resulting in the complete release, discharge
5 and satisfaction of all conditions of the Settlement Agreement.

6 D. Pursuant to the terms of the Global Release, the Parties wish to dismiss the
7 Complaint with prejudice and without costs to any Party as to all claims asserted by Plaintiff
8 against TRC in this action.

9 **STIPULATION**

10 THEREFORE, it is hereby stipulated, by and between the Parties hereto, through their
11 attorneys of record, that all claims asserted by Plaintiff against TRC Holdings, Inc. in this action
12 be and hereby are dismissed with prejudice and without costs to any Party pursuant to Rule 41 of
13 the Federal Rules of Civil Procedure. The Court shall retain jurisdiction to enforce the terms of
14 the Global Release.
15

16 IT IS SO STIPULATED.

17 Date: August 27, 2018

SELTZER MCMAHON VITEK

18 By: /s/ Hang Alexandra Do
19 HANG ALEXANDRA DO
20 Attorney for Plaintiff
21 ENRIQUE ALAREZ ZARDAIN

22 Date: September 5, 2018

HILLS RIVKIN BROWN & ASSOCIATES

23 By: /s/ Adam C. Brown
24 ADAM C. BROWN
25 Attorney for Defendant
26 TRC HOLDINGs INC.

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ORDER

In accordance with the foregoing stipulation of the parties, and good cause appearing, the above-entitled action is hereby dismissed, with prejudice, each side to bear its own costs. The matter having now been concluded in its entirety the Clerk of Court is directed to close the file.

IT IS SO ORDERED.

DATED: November 5, 2018



MORRISON C. ENGLAND, JR.
UNITED STATES DISTRICT JUDGE