

1 ROBERT C. BOWMAN, JR. (SBN 232388)
 Robert@bowmanandassoc.com
 2 LAURA REICH (SBN: 289115)
 lreich@bowmanandassoc.com
 3 LAW OFFICES OF BOWMAN & ASSOCIATES
 3230 Ramos Circle
 4 Sacramento, CA 95827
 5 Tel.: (916) 923-2800
 Fax: (916) 923-2828

6 Attorney for Plaintiff
 7 PETER TENERELLI

8 JONATHAN ALLAN KLEIN (SBN 162071)
 jaklein@khiplaw.com
 9 SWETA H. PATEL (SBN 247115)
 spatel@khiplaw.com
 10 ANNE F. MARCHANT (SBN 154356)
 amarchant@khiplaw.com
 11 KLEIN, HOCKEL, IEZZA & PATEL P.C.
 12 455 Market Street, Suite 1480
 San Francisco, CA 94105
 13 Tel.: (415) 951-0535
 Fax: (415) 391-7808

14 Attorneys for Defendant
 15 RITE AID HDQTRS. CORP. (erroneously sued as RITE AID CORPORATION)

16
 17 UNITED STATES DISTRICT COURT
 18 EASTERN DISTRICT OF CALIFORNIA

| | | |
|----|----------------------------------|--|
| 19 | | |
| 20 | PETER TENERELLI, an individual, |) Case No.: 2:17-CV-01011-JAM-EFB |
| | |) |
| 21 | Plaintiff, |) JOINT NOTICE OF SETTLEMENT |
| | |) WITH RESPECT TO ATTORNEYS' |
| 22 | vs. |) FEES AND COSTS; REQUEST FOR |
| | |) SETTLEMENT ORDER OF DISMISSAL; |
| 23 | RITE AID CORPORATION; and DOES 1 |) AND SETTLEMENT ORDER OF |
| | through 100, inclusive, |) DISMISSAL UPON THE MERITS WITH |
| 24 | |) RESERVATION OF JURISDICTION TO |
| | Defendants. |) ENFORCE SETTLEMENT AGREEMENT |
| 25 | |) AS TO ATTORNEYS' FEES AND COSTS |
| 26 | |) |
| | |) FRCP, Rule 41 |
| 27 | |) |
| 28 | |) |

JOINT NOTICE OF SETTLEMENT; REQUEST FOR SETTLEMENT ORDER OF DISMISSAL; AND
 SETTLEMENT ORDER OF DISMISSAL WITH RESERVATION OF JURISDICTION
 FOR ENFORCEMENT OF SETTLEMENT

1 **NOTICE IS HEREBY GIVEN TO THE COURT** that following the Court's Order
2 Granting Defendant's Motion for Summary Judgment (EFC No. 21) and Judgment (ECF No.
3 22), the Parties hereto have reached a settlement with respect to Defendant's recovery of costs
4 and attorneys' fees from Plaintiff. Accordingly, the Parties ask that the Court order this matter
5 dismissed upon the merits, and that the Court retain jurisdiction to enforce the terms of the
6 Parties' Settlement Agreement if Plaintiff fails to comply with the settlement terms and pay the
7 agreed-upon attorneys' fees and costs to Defendant.
8

9 DATED: May 7, 2019

LAW OFFICES OF BOWMAN & ASSOCIATES

10 /s/ Robert C. Bowman Jr.

11 _____
12 ROBERT C. BOWMAN JR.
13 Attorney for Plaintiff
14 PETER TENERELLI

15 DATED: May 7, 2019

KLEIN, HOCKEL, IEZZA & PATEL P.C.

16 /s/ Jonathan Allan Klein

17 _____
18 JONATHAN ALLAN KLEIN
19 SWETA H. PATEL
ANNE F. MARCHANT
Attorneys for Defendant
RITE AID HDQTRS. CORP.

20 **IT IS HEREBY ORDERED** that this matter is dismissed upon the merits. The Court
21 retains jurisdiction for 60 days to enforce the terms of the Parties' Settlement Agreement if
22 Plaintiff fails to comply with the settlement terms and pay the agreed-upon attorneys' fees and
23 costs to Defendant.

24 DATED: 5/7/2019

25 /s/ John A. Mendez

26 _____
27 JOHN A. MENDEZ,
28 UNITED STATES DISTRICT COURT JUDGE