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10 **Attorney for Plaintiff, GENE PLYLEY**

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 13 **UNITED STATES DISTRICT COURT**  
 14 **NORTHERN DISTRICT OF CALIFORNIA**

15 **GENE PLYLEY,**  
 16  
 17 **Plaintiff,**  
 18  
 19 **v.**  
 20  
 21 **COONEY, PARRIS & RIEKE**  
 22 **CORPORATION, a California corporation,**  
 23 **dba SHAFER'S ACE HARDWARE, JACK**  
 24 **RIEKE, MICHELLE RIEKE, and DOES ONE**  
 25 **to FIFTY, inclusive,**  
 26  
 27 **Defendants.**

28 **Case No. 12-CV-5087 NJV**  
**STIPULATION OF DISMISSAL WITH**  
**PREJUDICE AND ~~(Proposed)~~ ORDER**  
 Fed. R. Civ. P. 41(a)(1)(A)(ii)

18 Plaintiff GENE PLYLEY and Defendants COONEY, PARRIS & RIEKE CORPORATION,  
 19 a California corporation, dba SHAFER'S ACE HARDWARE, JACK RIEKE, MICHELLE RIEKE  
 20 (collectively "the Parties"), by and through their respective attorneys of record, hereby stipulate  
 21 as follows:

22 1. The Parties have entered into a Confidential Settlement Agreement and General  
 23 Release in this matter whereby they have resolved all claims and agreed to the dismissal of  
 24 the above-captioned action with prejudice, each party to bear their own attorney fees and  
 25 costs.

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 27 ///  
 28 ///

