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5 *Attorney for Plaintiff*  
 6 *JARRITOS, INC.*

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 8 UNITED STATES DISTRICT COURT  
 9 NORTHERN DISTRICT OF CALIFORNIA  
 10 SAN FRANCISCO DIVISION

12 JARRITOS, INC.,  
 13 Plaintiff  
 14 v.  
 15 LOS JARRITOS, DOLORES REYES, and  
 16 FRANCISCO REYES d/b/a LOS JARRITOS,  
 17 Defendants

Case No. C 05-2380 JSW (EMC)

**JOINT STIPULATION AND  
 [PROPOSED] ORDER OF  
 VOLUNTARY DISMISSAL WITH  
 PREJUDICE [F.R.C.P. 41(a)(1)]**

19 IT IS HEREBY STIPULATED by and among the parties to this action, through their  
 20 undersigned attorneys of record, as follows:

- 21 1. Plaintiff's trademarks at issue in this matter are valid and enforceable;
- 22 2. Defendants will cease use of any Jarritos trademarks;
- 23 3. Nothing contained in this Stipulation and Order of Dismissal should be construed as
- 24 an admission of any liability or of any wrongdoing;
- 25 4. All claims and counterclaims in this entire action shall be and are voluntarily
- 26 dismissed with prejudice;
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5. Each party shall bear its own costs and attorneys fees.

SO STIPULATED:

Dated: March 22, 2010

HINSHAW & CULBERTSON LLP

By: /s/Robert J. Romero  
ROBERT J. ROMERO  
CHRISTOPHER J. BORDERS

LAW OFFICE OF ROY S. GORDET

By: /s/Roy S. Gordet  
ROY S. GORDET

Attorneys for Defendants  
LOS JARRITOS RESTAURANT, DOLORES  
REYES, and FRANCISCO REYES d/b/a LOS  
JARRITOS

Dated: March 22, 2010

MCKEE, VOORHEES & SEASE, PLC

By: /s/Christine Lebrón-Dykeman  
CHRISTINE LEBRÓN-DYKEMAN  
Attorneys for Plaintiff, JARRITOS INC.

SO ORDERED:

Dated: March 23, 2010

  
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THE HONORABLE JEFFREY S. WHITE  
UNITED STATES DISTRICT COURT