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8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
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11 K.C., by and through Erica C., her guardian,  
12 et al.,

No. C-05-4077 MMC

**ORDER OF DISMISSAL**

13 Plaintiffs,

14 v.

15 JACK O'CONNELL, in his official capacity as  
16 Superintendent of Public Schools for the  
State of California, et al.,

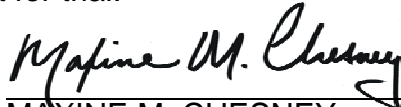
17 Defendants.  
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19 The Court having been advised that all parties now have agreed to a settlement of  
20 the above-titled action,

21 IT IS HEREBY ORDERED that said action be dismissed without prejudice; provided,  
22 however, that if any party hereto shall certify to this Court, within ninety days, with proof of  
23 service of a copy thereof on opposing counsel, that the agreed consideration for the  
24 settlement has not been delivered, the foregoing order shall stand vacated and the action  
25 shall forthwith be restored to the calendar to be set for trial.

26 **IT IS SO ORDERED.**

27 Dated: March 8, 2007

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MAXINE M. CHESNEY  
United States District Judge