

United States District Court  
For the Northern District of California

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IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

SEAN FRANCIS McCLOSKEY, LAILA  
McCLOSKEY, D. McCLOSKEY, a Minor,

No. C 05-4641 MMC

**ORDER OF DISMISSAL**

Plaintiffs,

v.

SPIKE HELMICK, M. COURTNIER, J.  
WHITE

Defendants.

The parties having advised the Court that they have agreed to a settlement of the above-titled action,

IT IS HEREBY ORDERED that plaintiffs' claims be dismissed without prejudice; provided, however, that if any party hereto shall certify to this Court, within ninety days, with proof of service of a copy thereon on opposing counsel, that the agreed consideration for the settlement has not been delivered, the foregoing order shall stand vacated and the action shall forthwith be restored to the calendar for further proceedings as appropriate.

**IT IS SO ORDERED.**

Dated: March 22, 2012

  
MAKINE M. CHESNEY  
United States District Judge