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 8 Cross-Defendants LEONARD FELD,  
 9 MARSHAL CASTLE and TIM PARKER

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 SYLVIA COX, and Defendants, TRACY  
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 INC., and SOUTH BAY HEALTH  
 CENTER, INC.

7 Linda E. O'Brien (SBN 134941)  
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 12 Attorney for Plaintiff/Cross-Defendants,  
 13 SOUTHBAY DENTAL SERVICES, INC. and  
 14 LEONARD FELD, D.D.S. INC.

13 UNITED STATES DISTRICT COURT  
 14 NORTHERN DISTRICT OF CALIFORNIA – SAN FRANCISCO DIVISION

16 LEONARD FELD, DDS, a California  
 17 corporation; SOUTH BAY DENTAL  
 18 SERVICES, INC., a California corporation;  
 19 LEONARD FELD, an individual;  
 20 MARSHALL CASTLE, an individual; TIM  
 21 PARKER, an individual; JANELLE  
 22 PARKER, an individual,

21 Plaintiffs,

22 vs.

23 TRACY HEETER, DDS, an individual,  
 24 TRACY K. HEETER, DDS, INC., a  
 25 California corporation; SYLVIA COX, an  
 26 individual; SOUTH BAY DENTAL  
 27 CENTER, INC., a California corporation;  
 28 SOUTH BAY HEALTH CENTER, INC., a  
 California corporation; STEVEN SIBLEY,  
 an individual, DINAPOLI & SIBLEY, and  
 DOES 1 through 50 inclusive,

Defendants.

Case No. 3:06-CV-04031-EMC

Judge: Hon. Edward M. Chen  
 Courtroom: 5

**STIPULATION OF DISMISSAL OF  
 COMPLAINT & CROSS-COMPLAINT  
 WITH PREJUDICE PURSUANT TO  
 FRCP (a) (2); AND**

**[PROPOSED] ORDER OF DISMISSAL**

Stipulation of Dismissal of Complaint & Cross-Complaint  
 Pursuant to FRCP 41 (a) (2); and Proposed Order of Dismissal

Case No. 3:06-CV-4031-EMC

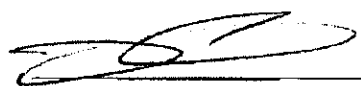
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SYLVIA COX,  
Cross-Complainant,  
  
vs.  
  
MARSHALL CASTLE; TIMOTHY  
PARKER; LEONARD FELD; LEONARD  
FELD DDS, INC.; SOUTH BAY DNETAL  
SERVICES, INC.; DENTAL X-RAY AND  
PHOTOGRAPHY; DENTECH, DENTECH  
MARKETING DIRECTIONS; DENTECH  
PARKER MANAGEMENT; AND ROES 1-  
20, inclusive,  
  
Cross-Defendants

IT IS HEREBY STIPULATED by and between the parties to this action through their designated counsel that both the complaint and cross-complaint in the above captioned action be and hereby are dismissed with prejudice pursuant to Federal Rule of Civil Procedure 41(a)(2) as to all claims, causes of action, and parties, and that each party bear their own attorney's fees and costs.

Dated: January 4, 2014

LAW OFFICES OF LINDA E. O'BRIEN,  
A PROFESSIONAL CORPORATION

By   
Linda E. O'Brien  
Attorney for Plaintiffs/Cross-Defendants  
SOUTHBAY DENTAL SERVICES, INC.  
and LEONARD FELD. D.D.S. INC.


**SIGNATURES CONTINUED ON NEXT PAGE**

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Dated: January 2, 2014

DE LA PENA & HOLIDAY

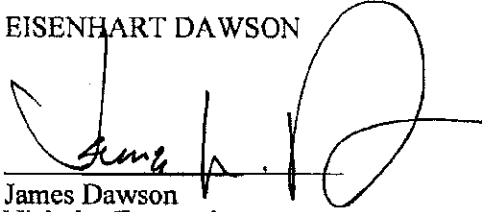
By:

  
Keith L. Cooper  
Attorneys for Plaintiff/Cross-Defendant  
SOUTH BAY DENTAL SERVICES, INC;  
& Cross-Defendants LEONARD FELD,  
MARSHALL CASTLE and TIM PARKER

Dated: January 6, 2014

GATES EISENHART DAWSON

By:

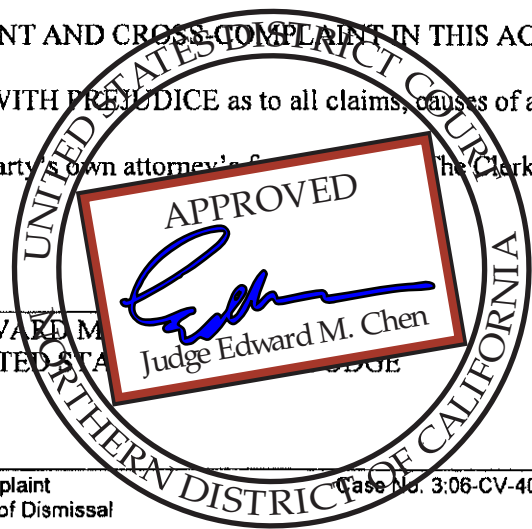
  
James Dawson  
Nicholas Emanuel  
Attorneys for Defendant/Cross-  
Complainant SYLVIA COX, and  
Defendants TRACY HEETER, DDS,  
TRACY K. HEETER DDS, INC., and  
SOUTH BAY HEALTH CENTER, INC.

**ORDER OF DISMISSAL**

Pursuant to the stipulation of the parties under Federal Rule of Civil Procedure 41(a)(2),  
IT IS ORDERED THAT THE COMPLAINT AND CROSS-COMPLAINT IN THIS ACTION  
BE, AND HEREBY ARE, DISMISSED WITH PREJUDICE as to all claims, causes of action,  
and parties, with each party bearing that party's own attorney's fees. The Clerk is  
directed to close the file.

Dated: January 21, 2014

EDWARD M. CHEN  
JUDGE



Stipulation of Dismissal of Complaint & Cross-Complaint  
Pursuant to FRCP 41 (a) (2); and Proposed Order of Dismissal

Case No. 3:06-CV-4031-EMC

1 **Case Name:** Leonard Feld, D.D.S., et al. v. Tracy Heeter, D.D.S., et al.  
2 **Case No.:** United States District Court Northern District of California –  
3 San Francisco Division Case No. 3:06-CV-4031-EMC

4 **DECLARATION OF ELECTRONIC SERVICE VIA PACER**

5 I am a citizen of the United States. My business address is One Embarcadero Center,  
6 Suite 2860, San Francisco, CA 94111. I am employed in the county of San Francisco where  
7 this service occurs. I am over the age of 18 years and not a party to the within cause.

8 On January 9, 2014, I served the following document(s) described as:

9 **1. STIPULATION OF DISMISSAL OF COMPLAINT & CROSS-COMPLAINT WITH**  
10 **PREJUDICE PURSUANT TO FRCP (a) (2); AND [PROPOSED] ORDER OF**  
11 **DISMISSAL.**

12 to be served via **electronic transfer** through PACER addressed to all interested parties on the  
13 PACER electronic list re: **Leonard Feld, D.D.S., et al. v. Tracy Heeter, D.D.S., et al**, United  
14 States District Court Northern District of California – San Francisco Division Case No. 3:06-CV-  
15 4031-EMC, on the date executed below.

16 The file transmission was reported as complete and a copy of the “PACER Order  
17 Receipt” page will be maintained with the original document(s) in our office.

18 I declare under penalty of perjury under the laws of the State of California that the  
19 foregoing is true and correct.

20 Executed on January 9, 2014, at San Francisco, California.



21 Miri Cho

22 on the interested party(ies) in this action addressed as follows:

23 Linda E. O’Brien, Esq.  
24 LAW OFFICES OF LINDA E. O’BRIEN  
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26 Suite 103  
27 Dana Point, CA 92629

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**LEONARD FELD, D.D.S; and**  
**SOUTHBAY DENTAL SERVICES, INC.**

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28 John DiNapoli, Esq.  
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**STEVEN J. SIBLEY**

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Nicholas G. Emanuel, Esq.  
GATES EISNEHART DAWSON

**Attorneys for Cross-Defendant & Cross-Complainant**  
**SYLVIA COX**

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**Attorneys for Defendants**  
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**TRACY K. HEETER DDS, INC.;**  
**SOUTH BAY DENTAL CENTER, INC.;**  
**SOUTH BAY HEALTH CENTER, INC.; and**  
**SYLVIA COX**

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Asst: Sharlene  
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Hon. Edward M. Chen  
Courtroom 5 – 17<sup>th</sup> Floor  
U.S. District Court –  
Northern District of California  
450 Golden Gate Avenue  
San Francisco, CA 94102

**JUDGE ASSIGNED FOR ALL PURPOSES**

T:  
F:  
E:

Office of the Clerk  
United States District Court  
450 Golden Gate Avenue  
San Francisco, CA 94102-3489

**COURTESY COPY**  
**- 3 HOLE PUNCH LEFT HAND SIDE**

**Case No.: 3:06-cv- 04031-EMC**  
**EMC Chambers Copy**

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San Francisco, CA 94111

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