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Pro Hac Vice Attorneys for Defendant
DOLLAR TREE STORES, INC.

1 The parties jointly submit this Stipulation of Voluntary Dismissal With Prejudice
2 Concerning All Claims Asserted By Plaintiffs Miguel Cruz, John Hansen and Robert Runnings:

3 WHEREAS, on April 11, 2007, Plaintiffs Miguel Cruz and John Hansen (hereinafter
4 respectively referred to as "Plaintiff Cruz" and "Plaintiff Hansen"), filed with the United States
5 District Court in the Northern District of California (the "District Court") a class action complaint
6 against Dollar Tree alleging that they were improperly classified as exempt managers and denied
7 wages for overtime.

8 WHEREAS, the complaint filed by Plaintiff Cruz and Plaintiff Hansen alleged the
9 following causes of action arising out of Plaintiff Cruz's employment with Dollar Tree: 1) failure to
10 pay overtime wages; 2) failure to pay unpaid wages at the time of termination; (3) failure to provide
11 accurate itemized wage statements; (4) meal break violations; (5) rest break violations; (6) unfair
12 competition and unfair business practices; (7) fraud and deceit; (8) unjust enrichment/constructive
13 trust; (9) request for preliminary and permanent injunction and other equitable relief; and
14 (10) unlawful failure to pay overtime wages.

15 WHEREAS, on July 6, 2007, Plaintiff Robert Runnings ("Plaintiff Runnings") filed a
16 complaint against Dollar Tree in the Superior Court of the State of California in and for Alameda
17 County that was styled as a class action for damages, injunctive relief and restitution and alleged that
18 Plaintiff Runnings and all persons employed by Dollar Tree in California as Store Managers were
19 improperly classified as exempt managers and denied wages for overtime.
20

21 WHEREAS, the complaint filed by Plaintiff Runnings asserted the following causes of
22 action against Dollar Tree: (1) Unfair Business Practices Under the Unfair Competition Act (Cal.
23 Business & Professions Code §§ 17200-17208); (2) Unlawful Failure To Pay All Wages Due;
24 (3) Failure To Provide Meal And Rest Periods; and (4) Failure To Provide Accurate Itemized Wage
25 Statements.
26
27
28

1 WHEREAS, the July 6, 2007 complaint filed by Plaintiff Runnings was subsequently
2 removed by Dollar Tree to the District Court.

3 WHEREAS, on November 20, 2007, the District Court signed a Joint Stipulation and
4 Proposed Order for Consolidation of Actions which consolidated the two complaints.
5

6 WHEREAS, on May 26, 2009, the District Court issued its Order Granting Amended
7 Motion For Class Certification allowing Plaintiff Runnings, Plaintiff Cruz and Plaintiff Hansen to act
8 in a representative capacity with respect to their misclassification and related claims against Dollar
9 Tree.

10 WHEREAS, on September 9, 2010, the District Court issued its Order Granting In
11 Part and Denying In Part Dollar Tree's Motion to Decertify. A result of the September 9, 2010 Order
12 was to remove Plaintiff Hansen and Plaintiff Cruz from the class leaving Plaintiff Runnings as the
13 sole remaining class representative.
14

15 WHEREAS, on July 8, 2011, the District Court issued its Order Decertifying Class
16 which decertified the remaining members of the class. All that remained of the Consolidated Action
17 following the July 8, 2011 Order Decertifying Class were the individual misclassification and related
18 claims of Plaintiff Runnings, Plaintiff Cruz and Plaintiff Hansen.

19 **IT IS HEREBY STIPULATED AND AGREED** by the parties to this action and
20 their undersigned counsel, that Plaintiffs ROBERT RUNNINGS, MIGUEL CRUZ, and JOHN
21 HANSEN, pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), hereby voluntarily withdraw
22 and **DISMISS WITH PREJUDICE**, any and all claims asserted against Defendant DOLLAR TREE
23 STORES, INC., its parents, subsidiaries, divisions, joint ventures, affiliates, its and their
24 predecessors, successors and assigns, and all of its and their current and former directors, officers,
25 managers, supervisors, employees, agents, and representatives. Each side shall bear their own fees
26 and costs.
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IT IS FURTHER STIPULATED AND AGREED that a facsimile or scanned copy

of the signature(s) on this stipulation may be treated as an original for all purposes.

DATED: November 30, 2011


Plaintiff ROBERT RUNNINGS

DATED: November __, 2011

Plaintiff MIGUEL A. CRUZ

DATED: November __, 2011

Plaintiff JOHN HANSEN

DATED: November __, 2011

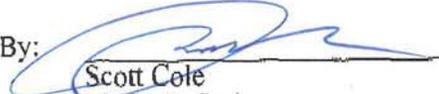
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Counsel for Defendant DOLLAR TREE
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APPROVED BY COUNSEL FOR ALL PARTIES:

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3

4 DATED: November __, 2011

Plaintiff ROBERT RUNNINGS

6 DATED: November __, 2011

Plaintiff MIGUEL A. CRUZ

9 DATED: November 29, 2011



Plaintiff JOHN HANSEN

12 DATED: November __, 2011

AMY MORRISEY TURK, ESQ., Corporate
Counsel for Defendant DOLLAR TREE
STORES, INC.

15 APPROVED BY COUNSEL FOR ALL PARTIES:

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20 Matthew P. Vandall
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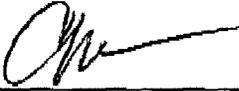
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DATED: November __, 2011

Plaintiff ROBERT RUNNINGS

DATED: November 28, 2011



Plaintiff MIGUEL A. CRUZ

DATED: November __, 2011

Plaintiff JOHN HANSEN

DATED: November __, 2011

AMY MORRISEY TURK, ESQ., Corporate
Counsel for Defendant DOLLAR TREE
STORES, INC.

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DATED: November 30, 2011


Plaintiff ROBERT RUNNINGS

DATED: November __, 2011

Plaintiff MIGUEL A. CRUZ

DATED: November __, 2011

Plaintiff JOHN HANSEN

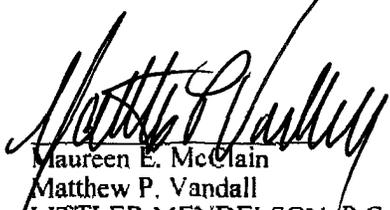
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Plaintiff ROBERT RUNNINGS

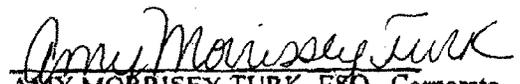
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Plaintiff MIGUEL A. CRUZ

DATED: November __, 2011

Plaintiff JOHN HANSEN

DATED: November __, 2011

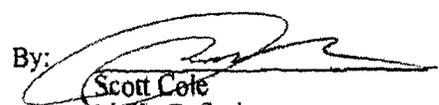

AMY MORRISEY TURK, ESQ., Corporate Counsel for Defendant DOLLAR TREE STORES, INC.

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