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5 Attorneys for Plaintiffs CRAIG YATES
 and DISABILITY RIGHTS ENFORCEMENT,
 6 EDUCATION SERVICES

7 UNITED STATES DISTRICT COURT
 8 NORTHERN DISTRICT OF CALIFORNIA
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10 CRAIG YATES, an individual; and)
 DISABILITY RIGHTS, ENFORCEMENT,)
 11 EDUCATION, SERVICES:HELPING)
 YOU HELP OTHERS, a California public)
 12 benefit corporation,)

CASE NO. CV-07-02657-JL

**STIPULATION OF DISMISSAL AND
~~PROPOSED~~ ORDER THEREON**

13 Plaintiffs,)

14 v.)

15 WINTER PROPERTIES a general)
 Californai partnership; ANDRADE LUZ)
 16 BEATRICE and ARMANDO ROBLES)
 17 CORONEL, individuals dba TAQUERIA)
 EL CORONEL,)

18 Defendants.)
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20 The parties, by and through their respective counsel, stipulate to dismissal of this action
 21 in its entirety with prejudice pursuant to Fed.R.Civ.P.41(a)(1). Outside of the terms of the
 22 Settlement Agreement and General Release (“Agreement”) herein, each party is to bear its own
 23 costs and attorneys’ fees. The parties further consent to and request that the Court retain
 24 jurisdiction over enforcement of the Agreement. *See Kokonen v. Guardian Life Ins. Co.*, 511
 25 U.S. 375 (1994) (empowering the district courts to retain jurisdiction over enforcement of
 26 settlement agreements).

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STIPULATION OF DISMISSAL AND [PROPOSED] ORDER THEREON

1 Therefore, IT IS HEREBY STIPULATED by and between parties to this action through
2 their designated counsel that the above-captioned action be and hereby is dismissed with
3 prejudice pursuant to Federal Rules of Civil Procedure section 41(a)(1).

4 This stipulation may be executed in counterparts, all of which together shall constitute
5 one original document.

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7 Dated: November 13, 2008

THOMAS E. FRANKOVICH,
A PROFESSIONAL LAW CORPORATION

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9 By: / s /
10 Thomas E. Frankovich
11 Attorney for Plaintiffs CRAIG YATES and
12 DISABILITY RIGHTS, ENFORCEMENT, EDUCATION,
13 SERVICES: HELPING YOU HELP OTHERS, a California
14 public benefit corporation

14 Dated: Nov. 19, 2008

MARVIN PEDERSON,
ATTORNEY AT LAW

16 By: Marvin Pederson
17 Marvin Pederson
18 Attorney for Defendants WINTER PROPERTIES,
19 ANDRADE LUZ BEATRICE and ARMANDO ROBLES
20 CORONEL, dba TAQUERIA EL CORONEL

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ORDER

IT IS HEREBY ORDERED that this matter is dismissed with prejudice pursuant to Fed.R.Civ.P.41(a)(1). IT IS FURTHER ORDERED that the Court shall retain jurisdiction for the purpose of enforcing the parties' Settlement Agreement and General Release should such enforcement be necessary.

DATED: 11-26, 2008



Honorable James Larson
Chief United States Magistrate Judge