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5 Attorneys for Defendants **KENNETH VITORELO,**
 6 **JACK AIELLO** and **CITY OF SAN CARLOS**

7
 8 **IN THE UNITED STATES DISTRICT COURT**
 9 **IN AND FOR THE NORTHERN DISTRICT OF CALIFORNIA**

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11 **JEFFREY A. HOWELL and SHELLEY H.K.**
 12 **HOWELL,**

13 **Plaintiffs,**

14 **vs.**

15 **KENNETH VITORELO, individually and in his**
 16 **capacity as a San Carlos Building Inspector;**
JACK AIELLO, individually and in his capacity
 17 **as the San Carlos Building Official; CITY OF**
 18 **SAN CARLOS,**

19 **Defendants.**

Case No. C 07-06086 MMC

ORDER APPROVING

STIPULATION OF DISMISSAL
[FRCP 41 (a) (1)]

20 **IT IS HEREBY STIPULATED** by and between the parties to this action through their
 21 **designated counsel that the above-entitled action filed by plaintiffs JEFFREY A. HOWELL and**
 22 **SHELLEY H.K. HOWELL against defendants KENNETH VITORELO, JACK AIELLO, and the**
 23 **CITY OF SAN CARLOS (collectively, "defendants") and all others is dismissed with prejudice**

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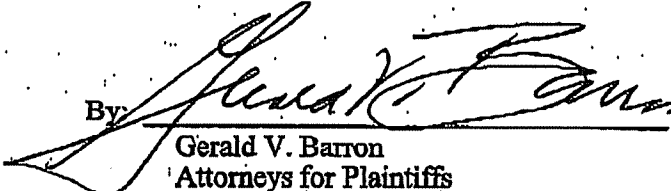
pursuant to Fed.R.Civ.Pro 41(a)(1), with each party to bear their own costs and attorney fees.

HOWARD ROME MARTIN & RIDLEY LLP

Dated: January 7, 2009

By: 
Todd H. Master
Attorneys for Said Defendants


Dated: January 7, 2009

By: 
Gerald V. Barron
Attorneys for Plaintiffs

ORDER

This Stipulation re Dismissal is hereby adopted by the Court and, as such, this matter is dismissed in its entirety with prejudice.

Dated: January 7, 2009


Hon. Maxine M. Chesney
United States District Judge

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