CHRISTOPHER J. YOST, ESQ. (Bar No. 150785) MIREYA A.R. LLAURADO, ESQ. (Bar No. 194882) FEDERAL EXPRESS CORPORATION 1 DISTRI 2 2601 Main Street, Suite 340 3 Irvine, California 92614 Telephone: (949) 862-4558 IT IS SO ORDERED Facsimile: (949) 862-4605 4 E-mail: cjyost@fedex.com 5 Attorneys for Defendants FEDERAL EXPRESS CORPORATION, Judge Susan Illston 6 EVERETT REY, and ROBERT VAN GALDER, erroneously sued and served as Robin Van Galder 7 STEPHEN M. MURPHY, ESQ. LAW OFFICES OF STEPHEN M. MURPHY 8 180 Montgomery St., Ste. 940 San Francisco, CA 94104 PHONE: (415) 986-1338, ext. 121 FAX: (415) 986-1231 DISTRIC 9 10 EMAIL: Smurphy@justice.com 11 Attorneys for Plaintiff PERNELL EVANS 12 UNITED STATES DISTRICT COURT 13 14 NORTHERN DISTRICT OF CALIFORNIA 15 PERNELL EVANS, an individual, Case No. CV-08-01005 SI 16 Plaintiff, Assigned to: Honorable Susan Illston, Courtroom 10 v. 17 FEDEX EXPRESS, a Corporation, 18 EVERETT REY, an individual, RÓBIN STIPULATED ENTRY OF VAN GALDER, a individual, and DOES DISMISSAL OF ALL CLAIMS 19 1-50, Inclusive, 20 Defendants. February 19, 2008 Complaint Filed: Trial Date: February 22, 2010 21 23

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Now come the parties, Pernell Evans (Plaintiff) and defendants FedEx Express, Everett Rey, and Robert Van Galder, by and through counsel, and pursuant to the Federal Rules of Civil Procedure, Rule 41(a)(1)(A)(ii), file this Stipulated Entry Of Dismissal with prejudice of Plaintiff's above-styled action, with each party to bear its or his own costs and fees.

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STIPULATED ENTRY OF DISMISSAL OF ALL CLAIMS

Case No. CV-08-01005 SI

1	Pursuant to the stipulation of the parties under Federal Rules of Civil
2	Procedure, Rule 41(a)(1)(A)(ii), Plaintiff's above-styled action, Pernell Evans v.
3	FedEx Express, Everett Rey, and Robin Van Galder, Case No.: Case No. CV-08-
4	01005 SI, is dismissed with prejudice. Each party shall be responsible for their own
5	costs and attorneys fees.
6	SUBMITTED:
7	Dated: October 15, 2009
8	LAW OFFICES OF STEPHEN M. FEDERAL EXPRESS CORPORATION
10 11 12 13 14	STEPHEN M. MURPHY, ESQ. 180 Montgomery St., Ste. 940   CHRISTOPHER J. YOST, ESQ. FEDERAL EXPRESS CORP. 2601 Main Street, Suite 340   Irvine, California 92614   Telephone: (415) 986-1231   E-mail: Smurphy@justice.com   Attorneys for Plaintiff PERNELL   E-mail: cjyost@fedex.com
15 16 17	Attorney for Defendants FEDERAL EXPRESS CORP., EVERETT REY, and ROBERT VAN GALDER, erroneously sued and served as Robin Van Galder
18	ATTESTATION PURSUANT TO GENERAL ORDER 45
19	I, STEPHEN M. MURPHY, hereby declare as follows:
<ul><li>20</li><li>21</li><li>22</li></ul>	I am the attorney of record for Plaintiff Pernell Evans in this action and am duly licensed to practice law in the State of California and in the U.S. District Court for the Northern District of California.
23	I hereby attest that concurrence from attorney Christopher J. Yost has been obtained in the filing of this Stipulation.
<ul><li>24</li><li>25</li></ul>	I declare under the penalty of perjury under the laws of the Untied States of America that the foregoing is true and correct and, if called as a witness, I could testify competently thereto.
26	Executed at San Francisco, California, this 15th day of October, 2009.
27	/s/ Stephen M. Murphy
28	STEPHEN M. MURPHY