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6 WEST COAST METALS, INC.

7
8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA

10 NORTHERN CALIFORNIA RIVER WATCH,
11 a non-profit corporation,

12 Plaintiff,

13 v.

14 UNION PACIFIC RAILROAD COMPANY,
15 WEST COAST METALS, INC. and
DOES 1 through 10, Inclusive,

16 Defendants

Case No.: C08-01256 MMC

**STIPULATION AND [PROPOSED]
ORDER FOR DISMISSAL WITH
PREJUDICE AS TO DEFENDANT
WEST COAST METALS, INC.**

AND ORDER THEREON

17 Pursuant to Rule 41(a)(1) and 41(c) of the Federal Rules of Civil Procedure, plaintiff Northern
18 California River Watch, a non-profit corporation, on behalf of itself and its members ("Plaintiff"), on
19 the one hand, and Defendant West Coast Metals, Inc. on the other, hereby stipulate that all claims by
20 Plaintiff against West Coast Metals, Inc. shall be dismissed WITH PREJUDICE, each party to bear its
21 own attorney's fees, expenses, and costs.
22

23 Dated: December 9, 2009

/s/ Jack Silver

24 Jack Silver
Attorney for Plaintiff
Northern California River Watch

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27 C08-01256 MMC
28 STIPULATION AND [PROPOSED] ORDER FOR DISMISSAL WITH PREJUDICE
AS TO DEFENDANT WEST COAST METALS, INC.

1 Dated: December 9, 2009

GORDON & REES LLP

2 /s/ Mordecai D. Boone
3 Mordecai D. Boone
4 Attorney for Defendant
5 West Coast Metals, Inc.
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7 ORDER

8 It is so ORDERED that the Complaint is hereby dismissed WITH PREJUDICE, each party to
9 bear its own attorney's fees, expenses, and costs.

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11 DATED: December 22, 2009


UNITED STATES DISTRICT JUDGE

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28 STIPULATION AND [PROPOSED] ORDER FOR DISMISSAL WITH PREJUDICE
AS TO DEFENDANT WEST COAST METALS, INC.