

1 Paul N. Walton (State Bar No. 139924)  
 2 THE LAW OFFICE OF PAUL N. WALTON  
 3 The SKS Building  
 39791 Paseo Padre Parkway, Suite G  
 4 Fremont, CA 94538  
 5 Tel: (510) 623-4100  
 Fax: (866) 206-1211  
 E-mail: paul@paulwalton.com

6 Attorney for Plaintiff  
 7 DANIEL MONGE

8 UNITED STATES DISTRICT COURT  
 9 NORTHERN DISTRICT OF CALIFORNIA  
 10 SAN FRANCISCO DIVISION

11 DANIEL MONGE,

Case No. 3:08-cv-01663-VRW

12 Plaintiffs,

**STIPULATION AND ORDER  
 FOR DISMISSAL**

13 v.

14 WAL-MART STORES, INC., a California  
 15 Corporation, and DOES 1-25, inclusive.

16 Defendants.

17  
 18 Plaintiff, DANIEL MONGE, and Defendant WAL-MART STORES, INC.,  
 19 hereby stipulate and agree, through their respective attorneys of record, that the  
 20 claims of DANIEL MONGE be voluntarily dismissed with prejudice pursuant to  
 21 Fed.R.Civ.Pro. 41(a)(1). The parties shall bear their own costs and attorneys' fees.

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STIPULATED and CONSENTED TO BY:

Dated: October 27, 2008

THE LAW OFFICE OF PAUL N. WALTON

PAUL N. WALTON  
39791 Paseo Padre Parkway, Suite G  
Fremont, California 94538-7129  
Telephone: (510) 623-4100  
Facsimile: (866) 206-1211

Attorney for Plaintiff  
DANIEL MONGE

~~Dated: October 25~~  
*November*  
Dated: *November 25*, 2008

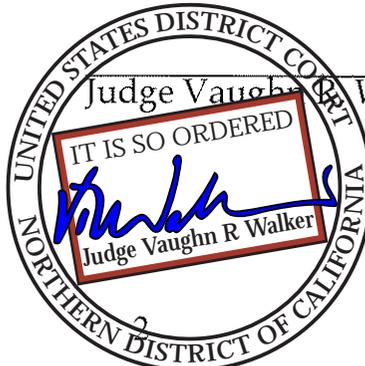
PHILLIPS, SPALLAS & ANGSTADT LLP

KRISTIN L. OLIVEIRA  
650 California Street, Tenth Floor  
San Francisco, CA 94108  
Telephone: (415) 278-9400  
Facsimile: (415) 278-9411

Attorneys for Defendant  
WAL-MART STORES, INC.

Considering the above and foregoing, IT IS ORDERED, ADJUDGED, AND DECREED that the above numbered and captioned action be and is hereby dismissed with prejudice, each party to bear its own costs and attorneys' fees.

SO ORDERED, this 26th day of November, 2008.



Judge Vaughn R Walker