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 GUARDSMARK, GP, LLC and
 6 GUARDSMARK, LLC

7
 8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA

11 JAMES L. TALADA III and MELODY
 LABELLA

13 Plaintiffs,

14 v.

15 CITY OF MARTINEZ, CALIFORNIA; CITY
 OF MARTINEZ POLICE DEPARTMENT;
 16 CHIEF DAVE CUTAIA, Martinez Chief of
 Police; SERGEANT GARY PETERSEN, a
 17 Martinez Police Officer; COMMANDER
 MARK SMITH, a Martinez Police Officer;
 18 GUARDSMARK GP, LLC, a California
 Corporation and Parent Corporation for
 19 Guardsmark, LLC; GUARDSMARK, LLC, a
 California Corporation; CRISTINA AKESON,
 20 a Guardsmark employee and Security Guard;
 and DOES 1 through 100, inclusive.

22 Defendants.

) Case No. C08-02771 WHA

) STIPULATION AND ORDER
) DISMISSING CROSS-DEFENDANTS
) GUARDSMARK GP, LLC and
) GUARDSMARK, LLC

) Dept.: Courtroom 9, 19th Floor
) Judge: Hon. William H. Alsup

) Trial Date: October 26, 2009

24 STIPULATION

25 It is hereby stipulated by and between cross-claimant Cristina Akeson and cross-
 26 defendants Guardsmark GP, LLC and Guardsmark, LLC, through their attorneys that the cross-
 27 claim filed by Ms. Akeson against Guardsmark GP, LLC and Guardsmark, LLC, including any
 28 and all claims and allegations asserted therein, in the above-captioned, are dismissed without

F:\Active Cases\Akeson, Cristina and David 08-
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STIPULATION AND ORDER DISMISSING CROSS-DEFENDANTS
 GUARDSMARK GP, LLC AND GUARDSMARK, LLC

1 prejudice in their entirety pursuant to Federal Rule of Civil Procedure 41(a)(1). Each party is
2 responsible for their own costs and attorneys' fees.

3 The parties agree to the form and context of this stipulation and order.

4 Dated: August 12, 2009.

5 JOHN F. PRENTICE & ASSOCIATES, P.C.

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7
8 By [Signature]
ROBERT D. POSTAR
Attorneys for Defendant and Cross-Claimant
CRISTINA AKESON

9
10 Dated: August 17, 2009.

11 LOW, BALL & LYNCH

12
13
14 By [Signature]
STEVEN D. WERTH
JENNY LI
Attorneys for Defendants and Cross-Defendants
GUARDSMARK, GP, LLC and
GUARDSMARK, LLC


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19 **ORDER**

20 Pursuant to stipulation, it is hereby ordered that:

21 WITH GOOD CAUSE APPEARING, the cross-claim filed in this action by Cristina
22 Akeson, including any and all claims and allegations asserted therein, against cross-defendants
23 Guardsmark, GP, LLC and Guardsmark, LLC, are hereby dismissed without prejudice, in their
24 entirety. Each party is responsible for their own costs and attorneys' fees.

25 IT IS SO ORDERED.

26 Dated: August 18, 2009

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HON. [Signature]
JUDGE WILLIAM ALSUP
UNITED STATES DISTRICT COURT JUDGE