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United States District Court
For the Northern District of California

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

ROBERT SIMON

Plaintiff,

No. C-08-03380 EDL

v.

ORDER OF CONDITIONAL DISMISSAL

SHERIFF THOMAS D. ALLMAN, et al.,

Defendants.

The parties hereto, by their counsel, having advised the Court that they have agreed to a settlement of this cause,

IT IS HEREBY ORDERED that this case is dismissed without prejudice, with leave to reinstate on or before July 31, 2009 for the purpose of proceeding with the litigation in the event a settlement has not been completed prior to that date. In the event a request to reinstate the case is not filed and served on opposing counsel on or before the foregoing date, the dismissal will be with prejudice.

IT IS SO ORDERED.

Dated: April 10, 2009

Elizabeth D. Laporte

ELIZABETH D. LAPORTE
United States Magistrate Judge