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8 Attorneys for Plaintiffs IRMA RAMIREZ;
9 DAREN HEATHERLY;
10 and DISABILITY RIGHTS
11 ENFORCEMENT, EDUCATION,
12 SERVICES: HELPING YOU
13 HELP OTHERS

14 UNITED STATES DISTRICT COURT
15 NORTHERN DISTRICT OF CALIFORNIA

16 IRMA RAMIREZ, an individual;
17 DAREN HEATHERLY, an individual; and
18 DISABILITY RIGHTS, ENFORCEMENT,
19 EDUCATION, SERVICES: HELPING
20 YOU HELP OTHERS, a California public
21 benefit corporation,

22 Plaintiffs,
23 v.

24 GOURMET GARDEN BUFFET;
25 PETALUMA PROPERTIES, INC., a
26 California corporation; LU YAO KAI and
27 ZENG HUO, individuals dba GOURMET
28 GARDEN BUFFET,

Defendants.

CASE NO. CV-88-3915-BZ

STIPULATION OF DISMISSAL AND
[PROPOSED] ORDER THEREON

29 The parties, by and through their respective counsel, stipulate to dismissal of this action
30 in its entirety with prejudice pursuant to Fed.R.Civ.P.41(a)(1). Outside of the terms of the
31 Settlement Agreement and General Release ("Agreement") herein, each party is to bear its own
32 costs and attorneys' fees.

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Therefore, IT IS HEREBY STIPULATED by and between parties to this action through their designated counsel that the above-captioned action be and hereby is dismissed with prejudice pursuant to Federal Rules of Civil Procedure section 41(a)(1).

Dated: November 20, 2009

THOMAS B. FRANKOVICH
A PROFESSIONAL LAW CORPORATION

By: /s/ Thomas B. Frankovich
Attorney for IRMA RAMIREZ, an individual;
DAREN HEATHERLY, an individual; and
DISABILITY RIGHTS ENFORCEMENT,
EDUCATION SERVICES: HELPING YOU
HELP OTHERS

Dated: November 23, 2009

BEYERS / COSTIN,

By: Kathleen P. Miller
Kathleen C. Miller
Attorneys for PETALUMA PROPERTIES, INC., a
California corporation; LU YAO KAI and ZENG
HUO, individuals dba GOURMET GARDEN,
BUFFET

ORDER

IT IS HEREBY ORDERED that this matter is dismissed with prejudice pursuant to Fed.R.Civ.P.41(a)(1). IT IS FURTHER ORDERED that the Court shall retain jurisdiction for the purpose of enforcing the parties' Settlement Agreement and General Release should such enforcement be necessary.

The Clerk shall close the file

Dated: 11/23, 2009

Bernard Zimmerman
Honorable Judge Bernard Zimmerman
United States Magistrate Judge Northern District