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11 Attorneys for Defendant NBCUniversal Media, LLC

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13 **UNITED STATES DISTRICT COURT**

14 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

15 **SAN FRANCISCO DIVISION**

17 ANURAG TIWARI,

18 Plaintiff,

19 v.

21 NBCUNIVERSAL, INC.,

22 Defendant.

23 Case No. C-08-3988 EMC

24 **STIPULATION AND [PROPOSED]**
ORDER FOR VOLUNTARY
DISMISSAL OF PLAINTIFF'S CLAIM
FOR INTENTIONAL INFILCTION OF
EMOTIONAL DISTRESS

1 IT IS HEREBY STIPULATED by and between the parties to this action through their
2 undersigned counsel, and subject to Court approval, that Plaintiff's pendent state law claim for
3 intentional infliction of emotional distress, only, will be voluntarily dismissed with prejudice, pursuant
4 to Rule 15(a) of the Federal Rules of Civil Procedure. The dismissal shall not constitute adjudication
5 upon the merits or an admission or concession by either party as to the merit or lack of merit of this
6 claim. Parties shall bear their own attorneys' fees and costs.

7 Dated: November 18, 2011

GIRARD GIBBS LLP

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1 [PROPOSED]

2 **ORDER**

3 The Court, having read and considered the parties' stipulation, and for good cause shown,
4 HEREBY ORDERS that Plaintiff's pendant state law claim for intentional infliction of emotional
5 distress, only, be voluntarily dismissed with prejudice, pursuant to Rule 15(a) of the Federal Rules of
6 Civil Procedure. The dismissal shall not constitute adjudication upon the merits or an admission or
7 concession by either party as to the merit or lack of merit of this claim. Parties shall bear their own
8 attorneys' fees and costs.

9 **IT IS SO ORDERED.**

10
11 Date: 11/22/11

