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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

MEHDI SABERI,

Plaintiff,

vs.

BFS RETAIL & COMMERCIAL
OPERATIONS, LLC,

Defendant.

CASE NO. CV-08-4232 JL

**JOINT STIPULATION TO DISMISS
PLAINTIFF'S FIFTH CLAIM FOR
INTENTIONAL INFLICTION OF
EMOTIONAL DISTRESS**

Before the Honorable James Larson

Date Action Filed: September 8, 2008
Trial Date: July 19, 2010

1 Plaintiff Mehdi Saberi ("Plaintiff"), Defendant BFS Retail & Commercial
2 Operations, LLC ("BFRC"), and Defendant Dana Girard ("Girard") by and through their
3 respective counsel, hereby stipulate as follows:

4 WHEREAS, Plaintiff seeks to dismiss his Fifth Claim for Intentional Infliction of
5 Emotional Distress set forth in his First Amended Complaint;

6 WHEREAS, Defendants do not oppose the dismissal of this claim;

7 NOW, THEREFORE, the parties hereby stipulate and agree as follows: Plaintiff's First
8 Amended Complaint is hereby amended to dismiss the Fifth Claim for Intentional Infliction of
9 Emotional Distress.

10 Dated: February 12, 2010

Dated: February 12, 2010

11 **CORNERSTONE LAW GROUP**

RUTAN & TUCKER, LLP

12 _____ /s/

_____ /s/

13 By: Harry G. Lewis
14 Attorneys Plaintiff
MEHDI SABERI

By: Summer Young Agriesti
Attorneys for Defendant
BFS RETAIL & COMMERCIAL
OPERATIONS, LLC

15
16 Dated: February 12, 2010

17 **GCA LAW PARTNERS LLP**

18 _____ /s/

19 By: Kimberly A. Donovan
20 Attorneys Defendant
DANA GIRARD

21
22 PURSUANT TO THE ABOVE STIPULATION, IT IS SO ORDERED.

23
24 By: 
25 The Honorable James Larson