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5 Attorneys for Defendant, Counter-Claimant and
 Cross-Claimant CITY OF EUREKA
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 8 **IN THE UNITED STATES DISTRICT COURT**
 9 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**
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11	KFD ENTERPRISES, INC., a California Corporation dba Norman’s Dry Cleaner,)	CASE NO. CV-08-4571 MMC
12	Plaintiff,)	STIPULATION AND [PROPOSED]
13	v.)	ORDER RE: VOLUNTARY DISMISSAL
14	CITY OF EUREKA,)	OF CITY OF EUREKA’S FOURTH
15	Defendant.)	AMENDED CROSS-CLAIM AGAINST
16)	CROSS-DEFENDANT ECO DRY OF
17)	AMERICA, INC.
18	_____)	[FRCP Rule 41(a)(2)]
19	AND RELATED CROSS-CLAIMS AND)	
20	THIRD PARTY CLAIMS)	
21	_____)	

22 IT IS HEREBY STIPULATED AND AGREED by and between CROSS-CLAIMANT
 23 CITY OF EUREKA (“Eureka”) and CROSS-DEFENDANT ECO DRY OF AMERICA, INC.
 24 (“ECO DRY”) through their respective counsel of record as follows:

25 EUREKA’s Fourth Amended Cross-Claim shall be dismissed without prejudice as to
 26 Cross-Defendant ECO DRY only. Each party shall bear their own fees and costs

27 IT IS SO STIPULATED.

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1 DATED: January 3, 2012

DAVIDOVITZ & BENNETT LLP

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By: /s/ Charles Bolcom
MORIS DAVIDOVITZ
CHARLES H. BOLCOM
Attorneys for Cross-Defendant CITY OF
EUREKA

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6 (The filer hereby attests that concurrence in the filing of this document has been obtained from
the signatory below.)

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8 DATED: January 3, 2012

LEWIS BRISBOIS BISGAARD & SMITH LLP

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By: /s/ Robert Farrell
GLENN A. FRIEDMAN
ROBERT FARRELL
Attorneys for Cross-Defendant ECO DRY OF
AMERICA

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15 IT IS SO ORDERED.

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18 DATE: January 9, 2012


The Honorable Maxine M. Chesney
United States District Judge

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