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15 Attorneys for Plaintiffs
 16 REGAL STONE LIMITED and FLEET MANAGEMENT LTD

17
 18 **UNITED STATES DISTRICT COURT**
 19 **NORTHERN DISTRICT OF CALIFORNIA**
 20

21 REGAL STONE LTD. and FLEET
 22 MANAGEMENT LTD,

23 Plaintiffs,

24 vs.

25 ALAN F. SMOOT, CHARLES CALZA,
 26 EUGENE BELOGORSKY, PATTY TUCKER,
 27 AND NORTH BAY SLEEP MEDICINE
 28 INSTITUTE, INC.,

Defendants.

) Case No. CV 08 5096 (SC)

)
) **Related Cases: CV 07 05800 (SC); CV 07**
) **06045 (SC); CV 08 02052 (SC); CV 08 02268**
) **(SC); CV 08 05098 (SC)**

)
) **STIPULATION FOR DISMISSAL WITH**
) **PREJUDICE OF ALL CLAIMS AGAINST**
) **DEFENDANTS EUGENE BELOGORSKY,**
) **PATTY TUCKER AND NORTH BAY**
) **SLEEP MEDICINE INSTITUTE**

) **F.R.C.P. 41(a)(1)(A)(ii)**
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1 Plaintiffs REGAL STONE LIMITED and FLEET MANAGEMENT LTD
2 (“Plaintiffs”), and Defendants EUGENE BELOGORSKY, PATTY TUCKER and NORTH BAY
3 SLEEP MEDICINE INSTITUTE (“Defendants”)(collectively, the “Parties”), via their respective
4 counsels of record, hereby stipulate and agree to a dismissal of the entire action, including all claims
5 against Defendants, with prejudice, each party to bear its own costs and attorneys’ fees. This
6 Stipulation is based on a settlement among the Parties.

7 Furthermore, this Stipulation is appropriate under Rule 41(A)(1)(a)(ii) because
8 Plaintiffs’ claims against the other named defendants in this action have been dismissed with prejudice
9 by separate orders of this Court. Plaintiffs’ claims against Defendant CHARLES CALZA were
10 dismissed with prejudice by this Court on October 21, 2010 (ECF 56) and Plaintiffs’ claims against
11 Defendant ALAN SMOOT were dismissed with prejudice by this Court on November 10, 2010 (ECF
12 57). Therefore, this Stipulation is between all of the remaining parties who have made an appearance
13 in this case.

14 **IT IS SO STIPULATED.**

15 DATED: January 4, 2011

16 /s/ David A. Tong
17 JOSEPH A. WALSH II
18 GORDON C. YOUNG
19 JOHN COX
20 DAVID A. TONG
21 KEESAL, YOUNG & LOGAN
22 Attorneys for Plaintiffs
23 REGAL STONE LIMITED and FLEET
24 MANAGEMENT LTD

25 DATED: January 4, 2011

26 /s/ John A. Etchevers
27 JOHN A. ETCHEVERS
28 HASSARD BONNINGTON LLP
Attorneys for Defendants
EUGENE BELOGORSKY, PATTY TUCKER
and NORTH BAY SLEEP MEDICINE
INSTITUTE

