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12 Attorneys for plaintiffs

13 **UNITED STATES DISTRICT COURT**
14 **NORTHERN DISTRICT OF CALIFORNIA**

15 AIK CHEONG NEO, an individual D/B/A PO
16 LO KU TRADING, and KAI CHANG HO, an
17 individual

Civil Action No. C09-00739

18 Plaintiffs

19 vs.

20 **STIPULATION OF DISMISSAL OF**
21 **DEFENDANT CHUNG WORLD**
22 **CORPORATION, a California Corporation,**
23 **D/B/A QUANG MINH SUPERMARKET,**
24 **WITH PREJUDICE, PURSUANT TO FED.**
25 **R. CIV. P. 41(a)(1) AND ORDER**

26 MARINA BROTHERS, INC., a California
27 Corporation D/B/A MARINA FOOD #5;
28 WELCOME MARKET, INC., a California
Corporation D/B/A 99 RANCH MARKET;
T. L. LONGCHAMP CORPORATION, a
California Corporation D/B/A LION FOOD
CENTER; WING WA, INC., a California
Corporation D/B/A WING WA
SUPERMARKET; NGU HANH SON INC. a
California Corporation D/B/A CHO SENTER
MARKET; ROYAL CAPITAL GROUP, LLC.
D/B/A NEW ASIA SUPERMARKET;
LINCHANG Liu and YI-HUI LIU, individuals
D/B/A EIGHT-WAY VEGE; HAWAII
SUPERMARKET; MY THUAN, INC., a
California Corporation D/B/A MY THUAN
SUPERMARKET; DONG PHUONG INC, a
California Corporation D/B/A ABC
SUPERMARKET; SAIGON CITY
INVESTMENT, INC., a California Corporation,
D/B/A SAIGON CITY MARKETPLACE;
CHUNG WORLD CORPORATION, a
California Corporation, D/B/A QUANG MINH
SUPERMARKET; HOA BINH GARDEN
GROVE SUPERMARKET, INC., a California
Corporation; KAM LEE YUEN TRADING
CO., INC., a California Corporation; SUNNY
GOLD INC., a New York Corporation; PO LO
KU TRADING, INC., a New York Corporation;
and JOHN DOES 1-20;

Defendants.

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Pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure, Plaintiffs Aik Cheong Neo, an individual D/B/A Po Lo Ku Trading ("Neo"), and Kai Chang Ho, an individual ("Ho") and Defendant Chung World Corporation, a California Corporation, D/B/A Quang Minh Supermarket ("Chung World") hereby stipulate and jointly request that the Court dismiss Neo's and Ho's claims against Chung World, *with prejudice*. Neo, Ho, and Chung World jointly declare the following in support of this request:

WHEREAS the above-captioned action (the "Action") was commenced on February 19, 2009, with service accomplished upon Chung World thereafter.

WHEREAS Neo, Ho, and Chung World have entered into a settlement agreement on July 16, 2009, resolving all of the claims against Chung World in the Action.

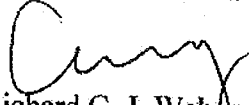
NOW THEREFORE, IT IS HEREBY STIPULATED and agreed by Neo, Ho, and Chung World, and through their counsel of record, that Neo's and Ho's claims against Chung World be dismissed with prejudice, pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure. In accordance with the Agreement, Neo, Ho, and Chung World also request that this Court retain and have exclusive jurisdiction over Neo, Ho, and Chung World with respect to disputes arising under the Agreement, and further agree that any such disputes arising under the Agreement shall be heard before a Magistrate Judge.

IT IS FURTHER STIPULATED and agreed by Neo, Ho, and Chung World, and through their counsel of record, that Neo, Ho, and Chung World are to bear their own costs and attorneys' fees.

IT IS SO STIPULATED.

Dated: August 11, 2009

LAW OFFICES OF RICHARD C.J. WAHNG

By: 
Richard C. J. Wahng
Attorney for Plaintiffs
Aik Cheong Neo, and individual and d/b/a
Po Lo Ku Trading, and
Kai Chang Ho, an individual

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Dated: August 12, 2009

MOUNT & STOELKER, P.C.

By: 

Qu Lu
Attorneys for Defendant
Chung World Corporation a California
Corporation, D/B/A Quang Minh Supermarket

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ORDER

Having considered Plaintiffs Aik Cheong Neo, an individual D/B/A Po Lo Ku Trading, and Kai Chang Ho, an individual, and Defendant Chung World Corporation, a California Corporation, D/B/A Quang Minh Supermarket's Stipulation of Dismissal with Prejudice. Pursuant to Fed. R. Civ. P. 41(a)(1) ("Amended Stipulation of Dismissal"), and for good cause appearing, it is hereby **ORDERED** that this Action, and associated cross-claims, is dismissed with prejudice as to Defendant Defendant Chung World Corporation, a California Corporation, D/B/A Quang Minh Supermarket.

IT IS FURTHER ORDERED that the Court shall retain and have exclusive jurisdiction over Plaintiffs Aik Cheong Neo, an individual D/B/A Po Lo Ku Trading and Kai Chang Ho, an individual, and Defendant Chung World Corporation, a California Corporation, D/B/A Quang Minh Supermarket with respect to disputes arising under the Agreement, and any such disputes arising under the Agreement shall be heard before a Magistrate Judge.

IT IS FURTHER ORDERED that Plaintiffs Aik Cheong Neo, an individual D/B/A Po Lo Ku Trading, and Kai Chang Ho, an individual, and Defendant Chung World Corporation, a California Corporation, D/B/A Quang Minh Supermarket bear their own attorneys' fees and costs.

Dated: August 18, 2009

