

Ropers Majeski Kohn & Bentley  
A Professional Corporation  
San Jose

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8 Attorneys for Third-Party Plaintiffs WING WA,  
9 INC., a California corporation dba WING WA  
10 SUPERMARKET; ROYAL CAPITAL GROUP,  
11 LLC, dba NEW ASIA SUPERMARKET and KAM  
12 LEE YUEN TRADING CO., INC., a California  
13 corporation

14 UNITED STATES DISTRICT COURT  
15 NORTHERN DISTRICT OF CALIFORNIA  
16 SAN FRANCISCO DIVISION

17 AIK CHEONG NEO, an individual dba PO  
18 LO KU TRADING, and KAI CHANG HO,  
19 an individual,

20 Plaintiffs,

21 v.

22 MARINA BROTHERS, INC., a California  
23 Corporation dba MARINA FOOD #5, et  
24 al.,

25 Defendants.

26 ROYAL CAPITAL GROUP, LLC dba  
27 NEW ASIA SUPERMARKET,

28 Third Party Plaintiff,

v.

HOCEAN, INC., a California corporation

Third Party Defendant.

AND RELATED CROSS-ACTIONS.

Civil Action No. C09-00739 WHA

**STIPULATION OF DISMISSAL OF  
THIRD PARTY COMPLAINT  
(IMPLEADER) OF ROYAL CAPITAL  
GROUP, LLC dba NEW ASIA  
SUPERMARKET, WITHOUT PREJUDICE  
PURSUANT TO FRCP RULE 41(a)(1)(A)(ii)**

Complaint Filed: February 19, 2009  
Trial Date: June 7, 2010


Pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure, Third Party  
Plaintiff Royal Capital Group, LLC dba New Asia Supermarket, and Third Party Defendant

1 Hocean, Inc., a California corporation, hereby stipulate and jointly request that the Court dismiss  
2 the Third Party Complaint (Impleader) of Royal Capital Group, LLC dba New Asia Supermarket  
3 for equitable indemnity, contribution and declaratory relief, without prejudice. It is further  
4 stipulated and agreed Third Party Defendant Hocean, Inc., bear its own costs and attorney's fees.

5 IT IS SO STIPULATED.

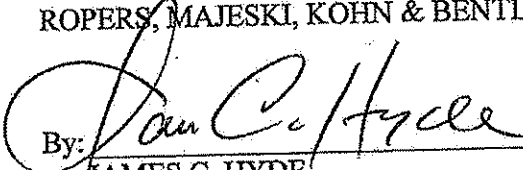
6 Dated: 9-28, 2009

LAW OFFICES OF JOHN S. CHANG

7  
8 By:   
9 JOHN S. CHANG  
10 Attorneys for Third-Party Defendant  
11 HOCEAN, INC., a California corporation

12 Dated: SEPT. 28,, 2009

ROPERS, MAJESKI, KOHN & BENTLEY

13 By:   
14 JAMES C. HYDE  
15 Attorneys for Third-Party Plaintiff WING  
16 WA, INC., a California corporation dba  
17 WING WA SUPERMARKET; ROYAL  
18 CAPITAL GROUP, LLC, dba NEW ASIA  
19 SUPERMARKET and KAM LEE YUEN  
20 TRADING CO., INC., a California  
21 corporation

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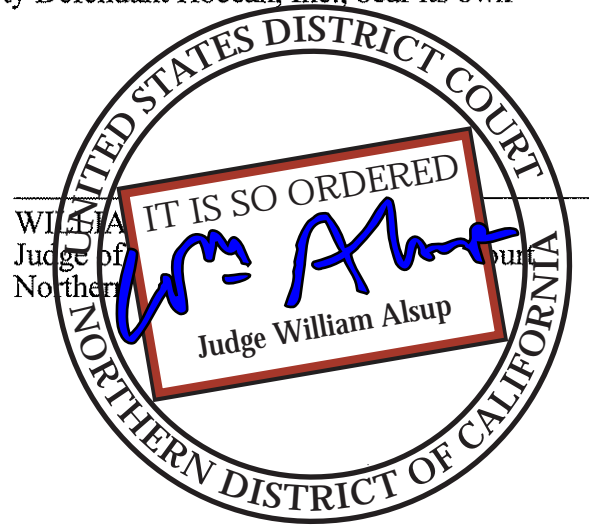
**ORDER**

Having considered Third Party Plaintiff Royal Capital Group, LLC dba New Asia Supermarket and Third Party Defendant Hocean, Inc.'s Stipulation of Dismissal, without prejudice, pursuant to FRCP Rule 41(a)(1)(A)(ii), and good cause appearing,

IT IS HEREBY ORDERED that Royal Capital Group, LLC dba New Asia Supermarket's Third Party Complaint for Equitable Indemnity, Contribution and Declaratory Relief is dismissed without prejudice.

IT IS FURTHER ORDERED that Third Party Defendant Hocean, Inc., bear its own attorney's fees and costs.

Dated: September 30, 2009



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