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5 CRAIG YATES, an individual;
and DISABILITY RIGHTS ENFORCEMENT,
6 EDUCATION, SERVICES:
HELPING YOU HELP OTHERS,
7 a California public benefit corporation,

8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA

10 CRAIG YATES, an individual; and)
11 DISABILITY RIGHTS, ENFORCEMENT,)
EDUCATION, SERVICES: HELPING)
12 YOU HELP OTHERS, a California public)
benefit corporation,)

CASE NO. CV-09-1190-BZ

STIPULATION OF DISMISSAL AND
~~PROPOSED~~ ORDER THEREON

13 Plaintiffs,

14 v.

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16 MILTON LAWRENCE FORMAN and
BILLIE JEAN FORMAN, as CO-
17 TRUSTEES of the FORMAN FAMILY
TRUST DATED NOVEMBER 3, 1990
18 a.k.a. THAI ISSAN
Defendants.

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21 The parties, by and through their respective counsel, stipulate to dismissal of this action in
22 its entirety with prejudice pursuant to Fed.R.Civ.P.41(a)(1). Outside of the terms of the
23 Settlement Agreement and General Release ("Agreement") herein, each party is to bear its own
24 costs and attorneys' fees. The parties further consent to and request that the Court retain
25 jurisdiction over enforcement of the Agreement. See Kokonen v. Guardian Life Ins. Co., 511 U.S.
26 375 (1994) (empowering the district courts to retain jurisdiction over enforcement of settlement
27 agreements).

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1 Therefore, IT IS HEREBY STIPULATED by and between parties to this action through
2 their designated counsel that the above-captioned action be and hereby is dismissed with prejudice
3 pursuant to Federal Rules of Civil Procedure section 41(a)(1).

4 This stipulation may be executed in counterparts, all of which together shall constitute one
5 original document.

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Dated: May 12, 2010

THOMAS E. FRANKOVICH,
A PROFESSIONAL LAW CORPORATION

By: _____ /s/
Thomas E. Frankovich
Attorney for CRAIG YATES and
DISABILITY RIGHTS ENFORCEMENT,
EDUCATION SERVICES: HELPING YOU HELP
OTHERS

1 Dated: 5-12, 2010

LAW OFFICES OF MICHAEL DIETRICK,

2
3
4 By: 
5 Michael Dietrick

6 Attorneys for MILTON LAWRENCE FORMAN
7 and BILLIE JEAN FORMAN, as CO-TRUSTEES of
8 the FORMAN FAMILY TRUST DATED
9 NOVEMBER 3, 1990 a.k.a. THAI ISSAN

10 **ORDER**

11 **IT IS HEREBY ORDERED** that this matter is dismissed with prejudice pursuant to
12 Fed.R.Civ.P.41(a)(1). **IT IS FURTHER ORDERED** that the Court shall retain jurisdiction for the
13 purpose of enforcing the parties' Settlement Agreement and General Release should such
14 enforcement be necessary.

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16 Dated: 19 May, 2010

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18 Honorable Bernard Zimmerman
19 Magistrate Judge
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