

1 ERIC C. KASTNER (SBN 53858)
 2 LUIS V. GARCIA (SBN 154861)
 3 KASTNER | KIM LLP
 2465 E. Bayshore Rd., Ste. 405
 4 Palo Alto, CA 94303
 Tel.: (650) 967-7854
 Fax: (650) 320-9640

5 Attorneys for Plaintiff, Counter defendant
 and Counterclaimant SAM MALOUF

7
 8 IN THE UNITED STATES DISTRICT COURT
 9 FOR THE NORTHERN DISTRICT OF CALIFORNIA

11 SAM MALOUF, an individual

13 Plaintiff,

14 vs.

15 JOHN B. MALOUF, INC., a Texas corporation,
 and DOES 1 through 50, inclusive,

17 Defendants.

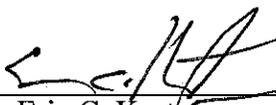
Case No. C 09-01401 JSW

**STIPULATION OF DISMISSAL WITH
 PREJUDICE OF COMPLAINT AND
 COUNTER-CLAIMS and [PROPOSED
 ORDER]**

1 It is hereby agreed by the parties, through counsel of record, that Plaintiff SAM MALOUF
2 hereby dismisses his Complaint and Counter-claims against Defendant JOHN B. MALOUF, INC.,
3 a Texas corporation, with prejudice. Defendant and Counter-complainant JOHN B. MALOUF,
4 INC., a Texas corporation, hereby dismisses its Counter-claims against counter-defendant SAM
5 MALOUF, with prejudice. Parties are to bear their own attorneys' fees and costs.

6
7 DATED: June 9 2009

KASTNER | KIM LLP

8
9 By: 
10 Eric C. Kastner
11 Luis V. Garcia
12 Attorneys for Plaintiff
13 SAM MALOUF

14 DATED: June 10, 2009

LAW OFFICES OF BURTON F. BOLTUCH

15
16 By: 
17 Burton F. Boltuch, Esq.
18 Attorneys for Defendant
19 JOHN B. MALOUF, INC., a Texas corporation

20 IT IS SO ORDERED:

21 Dated: June 15, 2009

22
23 
24 Honorable Jeffrey S. White
25 JUDGE OF UNITED STATES DISTRICT COURT
26 NORTHERN DISTRICT OF CALIFORNIA