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28 UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO, OAKLAND DIVISION

AT&T CAPITAL SERVICES, INC., a Delaware
 corporation, and SBC GLOBAL SERVICES,
 INC., a Delaware corporation,

Plaintiffs,

v.

T&W INDUSTRIES, INC. f/k/a NEWCAL
 INDUSTRIES, INC., and successor in interest to
 NEWCAL INDUSTRIES, LLC, a California
 corporation; STEVEN TARPLEY, an individual;
 and KENNETH WILKENS, an individual,

Defendants.

Case No. C 09-02591 SI
 Judge: Hon. Susan Illston

**STIPULATION FOR DISMISSAL
 WITH PREJUDICE**

1 T&W INDUSTRIES, INC., a California
2 corporation; STEVEN TARPLEY, an individual;
3 and KENNETH WILKENS, an individual,

4 Cross-Claimants,

5 v.

6 AT&T CAPITAL SERVICES, INC., a Delaware
7 corporation; AT&T DATACOMM, INC., an
8 Illinois corporation; and SBC GLOBAL
9 SERVICES, INC., a Delaware corporation,

8 Cross-Defendants.

10
11 Plaintiffs/Cross-Defendants AT&T Capital Services, Inc. and SBC Global Services, Inc.,
12 Cross-Defendant AT&T Datacomm, Inc. and Defendants/Cross-Claimants T&W Industries, Inc.,
13 Steven Tarpley and Kenneth Wilkens, hereby file this Stipulation of Dismissal with Prejudice
14 pursuant to Fed. R. Civ. P. 41, because all matters in controversy in this lawsuit have been
15 resolved by settlement (the "Settlement"). This Court shall retain jurisdiction over the parties to
16 enforce such Settlement agreement. Based on such Settlement and subject thereto, the parties
17 stipulate that the above-captioned lawsuit and each of their respective claims there under are
18 dismissed with prejudice. All claims asserted in the lawsuit and any claims arising out of or
19 relating matters and/or transactions that are the subject of the lawsuit which have been, could have
20 been, or should have been, asserted by any party are, therefore, hereby dismissed with prejudice.
21 The parties have agreed to bear their own attorneys' fees and costs.

22 Respectfully submitted this 28th day of April, 2010.

23
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