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15
 16 UNITED STATES DISTRICT COURT
 17 NORTHERN DISTRICT OF CALIFORNIA

18 ROMEO V. APOSTOL,
 19 Plaintiff,

20 vs.

21 CASTRO VALLEY UNIFIED SCHOOL
 DISTRICT, et al.
 22 Defendants.

CASE NO.: C 09-02676 JSW

STIPULATION AND ORDER FOR
 DISMISSAL WITH PREJUDICE (CSEA
 DEFENDANTS ONLY)

Fed. R. Civ. P. 41

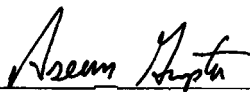
24 Pursuant to the Federal Rules of Civil Procedure, Rule 41, Plaintiff Romeo Apostol
 25 ("APOSTOL") and Defendants CSEA and Robert Phillips (erroneously sued as CSEA Chapter 52
 26

1 et al, CSEA union representative, CSEA Chapter 7 and Rob Phillips, Chapter 52 President,
2 collectively referred to hereinafter as the "CSEA DEFENDANTS") stipulate, and the Court hereby
3 orders, as follows:

- 4 1. The dispute between Plaintiff APOSTOL and the CSEA DEFENDANTS has been
5 settled, therefore the claims asserted by Plaintiff against the CSEA DEFENDANTS in
6 the above-captioned proceedings are hereby dismissed, with prejudice, pursuant to Fed.
7 R. Civ. P. 41.
- 8 2. Each party is to bear its own attorney's fees and costs.
- 9 3. The Court retains jurisdiction over this matter with respect to any disputes regarding
10 the settlement agreement between APOSTOL and the CSEA DEFENDANTS.

11 Dated: 10/6/2010

HOWREY LLP



Aseem Gupta
Attorneys for Plaintiff
ROMEO V. APOSTOL

12 Dated: 10/6/2010

THE DAVIS LAW FIRM



Jeanne M. Fahey
Attorneys for Defendants
CALIFORNIA SCHOOL EMPLOYEES ASSOCIATION
and ROBERT PHILLIPS
(erroneously sued as CSEA Chapter 52 et al, CSEA union
representative, CSEA Chapter 7 and and Rob Phillips,
Chapter 52 President)

23 **ORDER**

24 In accordance with the foregoing stipulation, IT IS HEREBY ORDERED that Defendants
25 CALIFORNIA SCHOOL EMPLOYEES ASSOCIATION and ROBERT PHILLIPS (erroneously
26


27 {00028059} 2

1 sued as CSEA Chapter 52 et al, CSEA union representative, CSEA Chapter 7 and and Rob
2 Phillips, Chapter 52 President) are hereby DISMISSED from this action WITH PREJUDICE.

3 The Court retains jurisdiction over this matter with respect to any disputes regarding the
4 settlement agreement between APOSTOL and the CSEA DEFENDANTS.

5 Dated: October 15, 2010

6 By: _____


Judge Jeffrey S. White

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