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8 **Attorney for Plaintiffs**

9 **IN THE UNITED STATES DISTRICT COURT**
 10 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

11 **THE MITCHELL LAW GROUP, a California**
 12 **Professional Corporation; THE MITCHELL**
 13 **LAW CORPORATION, a California**
 14 **Professional Corporation;**
 15 **Plaintiffs,**

16 vs.

17 **OCC VENTURE LLC, a Delaware limited**
 18 **liability company; Shorenstein Realty**
 19 **Services, a California Corporation, and Bell**
 20 **Rosenberg and Hughes, LLP, a California**
 21 **limited liability partnership; Does 1-10.**

22 Defendants.

Civil Case No.: C09-3466 MMC ADR

23 ***EX PARTE* APPLICATION AND**
 24 **STIPULATION TO DISMISS**
 25 **COMPLAINT AND**
 26 **COUNTERCLAIM WITH**
 27 **PREJUDICE**

AND ORDER THEREON

Trial Date: January 10, 2011

28 **STIPULATION TO DISMISS COMPLAINT AND COUNTERCLAIM WITH**
PREJUDICE.

WHERE AS the parties to this Second Amended Complaint, **PLAINTIFFS** The Mitchell Law Group, a California professional corporation, The Mitchell Law Corporation, a California

***EX PARTE* APPLICATION AND STIPULATION TO DISMISS**
COMPLAINT AND COUNTERCLAIM WITH PREJUDICE

U.S.D.C. Case No. Civ. C09-3466 MMC ADR

1 professional corporation, and **DEFENDANTS** OCC Venture LLP, Shorestein Realty Services,
2 L.P., Bell Rosenberg & Hughes LLP have reached a full and complete settlement of their dispute
3 and have reduced their settlement and release to a written Global Settlement Agreement and
4 Mutual General Release (hereinafter "The Settlement and Release Agreement").

5 **WHERE AS** the parties to the Counterclaim, **COUNTERCLAIMANT** OCC Venture
6 LLC and **COUNTERDEFENDANT** The Mitchell Law Group, a California professional
7 corporation have reached a full and complete settlement of their dispute and have reduced their
8 settlement and release to the written Settlement and Release Agreement.

9 **WHERE AS**, pursuant to the terms of The Settlement and Release Agreement, **IT IS**
10 **HEREBY STIPULATED** by and between the parties to this action through their designated
11 counsel that the above-captioned action be and hereby is dismissed with prejudice pursuant to
12 Federal Rule of Civil Procedure 41(a)(1).

13 **IT IS SO AGREED:**

14 Dated: July 6, 2010

15 By: /s/ S. Raye Mitchell

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22 Attorney for Plaintiffs
23 THE MITCHELL LAW GROUP, a California
24 professional corporation, and THE MITCHELL
25 LAW CORPORATION, a California professional
26 corporation

27 Dated: July 6, 2010

28 By: /s/ John H. Banister

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Attorneys for Defendant
BELL ROSENBERG & HUGHES LLP

1 Dated: July 6, 2010

By: /s/ Charles H. Horn

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8 Attorneys for Defendants
9 OCC VENTURE LLC and SHORENSTEIN
10 REALTY SERVICES, L.P.

11 Dated: July 6, 2010

By: /s/ Paul F. Utrecht

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18 Attorneys for Counterclaimant
19 OCC VENTURE LLC

20 **IT IS SO ORDERED:**

21 Dated: July 7, 2010

22 /s/ Vaughn R Walker for
23 _____
24 Honorable Judge Maxine Chesney