

**FILED**

**SEP - 8 2005**

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

1 WILLIAM A. WINEBERG (SBN 54827)  
2 TOMIO B. NARITA (SBN 156576)  
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8 Attorney for Plaintiffs  
9 Joy Simmonds and all others similarly situated

10 UNITED STATES DISTRICT COURT  
11 NORTHERN DISTRICT OF CALIFORNIA  
12 SAN FRANCISCO DIVISION

13 JOY SIMMONDS, an individual, on  
14 behalf of herself and all others similarly  
15 situated,

16 Plaintiffs,

17 vs.

18 SAN LEANDRO COLLECTION  
19 SERVICE, an unknown business entity;  
20 SR2, LLC, a California Limited Liability  
21 Company; SAN LEANDRO  
22 COLLECTION SERVICE, INC., a  
23 California Corporation; RAYMOND J.  
24 McNAUGHTON, an individual doing  
25 business as San Leandro Collection  
26 Service, Inc., San Leandro Collection  
27 Service, SR2 LLC and Strategic  
28 Receivable Resolution; CATHOLIC  
HEALTHCARE WEST, a California  
non-profit corporation, ELIZABETH  
LUCIO, an individual, and DOES 1  
through 10,

Defendants.

CASE NO.: 3:05-cv-00268 MHP

**STIPULATION AND ~~PROPOSED~~  
ORDER RE DISMISSAL OF  
DEFENDANTS SR2, LLC dba SAN  
LEANDRO COLLECTION  
SERVICE, RAYMOND J.  
McNAUGHTON, and ELIZABETH  
MARTINEZ, aka ELIZABETH  
LUCIO**

The Honorable Marilyn Hall Patel

1 The undersigned parties, by and through their counsel of record, hereby stipulate  
2 and agree to the dismissal with prejudice of the claims asserted by plaintiff Joy Simmonds  
3 on her own behalf in this action with respect to the following defendants:

- 4 1. SR2, LLC, dba San Leandro Collection Service  
5 2. Raymond J. McNaughton  
6 3. Elizabeth Martinez, aka Elizabeth Lucio.  
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8 DATED: September 2, 2005

WINEBERG, SIMMONDS & NARITA LLP  
WILLIAM A. WINEBERG  
TOMIO B. NARITA

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By: \_\_\_\_\_ /s/

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Tomio B. Narita  
Attorneys for Plaintiff Joy Simmonds

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15 DATED: September 2, 2005

MURPHY, PEARSON, BRADLEY &  
FEENEY  
MARK ELLIS  
JUNE COLEMAN

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By: \_\_\_\_\_ /s/

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June Coleman  
Attorneys for Defendants SR2 LLC dba  
San Leandro Collection Service,  
Raymond J. McNaughton and Elizabeth  
Lucio

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25 SO ORDERED.

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By: \_\_\_\_\_

Honorable Marilyn Hall Patel  
United States District Judge

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