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20 Attorneys for Defendant
 21 LUMBER LIQUIDATORS INC.

22 UNITED STATES DISTRICT COURT
 23 FOR THE NORTHERN DISTRICT OF CALIFORNIA

24 CRELENCIO CHAVEZ,
 25 Plaintiff(s),
 26 vs.
 27 LUMBER LIQUIDATORS, INC.
 28 Defendant(s).

No. C-09-04812 SC

29 CARLOS ALVA, ET AL.
 30 Plaintiff(s),
 31 vs.
 32 LUMBER LIQUIDATORS, INC.
 33 Defendant(s).

No. C-12-4383 SC

**STIPULATION AND ORDER TO DISMISS
 WITH PREJUDICE PLAINTIFFS
 CRELENCIO CHAVEZ, CARLOS ALVA,
 ANDREW OWENS AND JASON
 MCMILLAN PURSUANT TO FRCP
 41(a)(1)(A)(ii)**

1 This stipulation is entered into pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of
2 Civil Procedure, by and between Plaintiffs Crelencio Chavez, Carlos Alva, Jason McMillan and
3 Andrew Owens, and Defendant Lumber Liquidators, Inc. (collectively, “the Parties”).

4 **STIPULATION**

5 IT IS HEREBY STIPULATED AND AGREED, by and among the Parties to this
6 Stipulation, through their respective counsel of record, that:

7 1. Plaintiff Crelencio Chavez was one of two named Plaintiffs who filed a lawsuit
8 on September 3, 2009 against Defendant Lumber Liquidators (case number C-09-04812 SC),
9 alleging various wage and hour related claims,

10 2. Plaintiffs Carlos Alva, Jason McMillan and Andrew Owens were several of the
11 named Plaintiffs who filed a lawsuit on June 27, 2012 against Defendant Lumber Liquidators
12 (case number C-12-4383 SC), alleging various wage and hour related claims.

13 3. Plaintiffs Chavez, Alva, McMillan and Owens and Defendant Lumber Liquidators
14 have resolved their disputes. The Parties hereby warrant that each person whose signature
15 appears hereon has been duly authorized and has full authority to execute this Stipulation on
16 behalf of each of the Parties hereto.

17 4. All claims asserted by Plaintiffs Chavez, Alva, McMillan and Owens against
18 Defendant Lumber Liquidators shall be dismissed with prejudice pursuant to Rule 41(a)(1)(A)(ii)
19 of the Federal Rules of Civil Procedure.

20 5. Plaintiffs Chavez, Alva, McMillan and Owens shall be dismissed with prejudice as
21 party plaintiffs in the above-captioned cases against Defendant Lumber Liquidators pursuant to
22 Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure.

23 6. The Parties shall bear their own respective costs and attorneys’ fees related to and
24 associated with the claims alleged by Plaintiffs, the litigation of those claims, and the dismissal of
25 those claims.

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Dated: August 26, 2014

TAFOYA & GARCIA LLP

By /s/ David A. Garcia

David A. Garcia
Attorneys for Plaintiffs
CRELENCIO CHAVEZ
CARLOS ALVA
ANDREW OWENS
JASON MCMILLAN

Dated: September 2, 2014

MORGAN, LEWIS & BOCKIUS LLP

By /s/ Jennifer Svanfeldt

Eric Meckley
Jennifer Svanfeldt
Attorneys for Defendant
LUMBER LIQUIDATORS INC.

~~PROPOSED~~ ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED

All claims asserted by Plaintiffs Chavez, Alva, McMillan and Owens are hereby dismissed with prejudice, and Chavez, Alva, McMillan and Owens are hereby dismissed with prejudice as party plaintiffs in the above-captioned cases against Defendant Lumber Liquidators, pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure.

Dated: 09/03/2014



SAMUEL CONTI
UNITED STATES DISTRICT JUDGE