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E-Filed 4/7/10

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

SAN MATEO ELECTRICAL WORKERS
HEALTH CARE TRUST; INTERNATIONAL
BROTHERHOOD OF ELECTRICAL
WORKERS, LOCAL UNION 617; SAN
MATEO COUNTY ELECTRICAL
CONSTRUCTION INDUSTRY
RETIREMENT TRUST; SAN MATEO
ELECTRICAL WORKERS EDUCATION
AND TRAINING PLAN; Dominic Nolan, as
Trustee of the above TRUSTS; and
NATIONAL ELECTRICAL CONTRACTORS
ASSOCIATION, SAN MATEO CHAPTER,

Plaintiffs,

vs.

ENGELHART ELECTRIC COMPANY, INC.,
an entity,

Defendant.

Case No. C-09-5661-RS

~~Proposed~~ **CONTINGENT ORDER OF
DISMISSAL**

Judge: Hon. Richard Seeborg
Courtroom: 3, 17th Floor
Location: 450 Golden Gate Avenue
San Francisco, CA 94102

1 ~~PROPOSED~~ ORDER:

2 The parties hereto, having advised the Court that they have agreed to a settlement of this
3 action; IT IS HEREBY ORDERED that this action is dismissed without prejudice, provided,
4 however, that if Plaintiffs certify to this Court, with proof of service of copy thereon on the
5 Defendant or its counsel, that the agreed consideration for the settlement has not been paid, the
6 foregoing Order shall be vacated by this Court and this action shall forthwith be restored to the
7 calendar for the sole purpose of the entry of judgment. Plaintiffs may then insert the appropriate
8 amount owed and file the Stipulation for Entry of Judgment referred to above. Judgment will then
9 be entered forthwith.

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11 IT IS SO ORDERED.

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13 Dated: 4/7/10



U.S. District Court Judge

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