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6 Attorneys for Plaintiff
7 BRIDGEPORT FINANCIAL, INC.

8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN FRANCISCO DIVISION

13 BRIDGEPORT FINANCIAL, INC.,)	CASE NO.: 10-CV-01208-SI
14 Plaintiff,)	STIPULATED ORDER DISMISSING
15 v.)	DEFENDANT LABORERS FUNDS
16 JUAN MORENO; SUNNYVALE HEALTH)	ADMINISTRATIVE OFFICE OF
17 CARE CENTER; LABORERS FUNDS)	NORTHERN CALIFORNIA, INC.
18 ADMINISTRATIVE OFFICE OF NORTHERN)	AND DEFENDANT LABORERS
19 CALIFORNIA, INC. and DOES 1 through 10)	HEALTH AND WELFARE TRUST
inclusive,)	AND REMANDING CASE TO STATE
20 Defendants.)	COURT

21 **TO THE COURT AND TO ALL PARTIES AND THEIR ATTORNEYS OF**
22 **RECORD:**

23 The undersigned parties hereby stipulate and agree to dismiss Defendants LABORERS
24 HEALTH AND WELFARE TRUST FUND FOR NORTHERN CALIFORNIA and
25 LABORERS FUNDS ADMINISTRATIVE OFFICE OF NORTHERN CALIFORNIA, INC.
26 from defendants in this case with prejudice and without costs or attorneys fees to be assessed to
27 Plaintiff and/or to the Defendants dismissed.

28 STIPULATION ORDER DISMISSING
DEENDANT AND REMANDING CASE

1 The undersigned parties further stipulate and agree that upon the dismissal with prejudice
2 of the above-named defendants, this case is appropriate for remand to the State of California
3 Superior Court in and for the County of Fresno on the basis that federal question jurisdiction will
4 no longer exist.

5 IT IS SO STIPULATED:

6
7 Dated: July 27, 2010

BULLIVANT HOUSER BAILEY PC

8
9 By: 
10 Susan J. Olson
11 C. Todd Norris

12 Attorneys for Defendant Laborers Funds
13 Administrative Office of Northern California

14
15 Dated: July 27, 2010

LAW OFFICES OF MICHAEL K. SIPES

16
17 By: 
18 Michael K. Sipes

19 Attorney for Plaintiff Bridgeport Financial, Inc.

20 **ORDER**

21 As stipulated by the parties who have appeared herein, the case is dismissed as to
22 Defendants LABORERS HEALTH AND WELFARE TRUST FUND FOR NORTHERN
23 CALIFORNIA and Defendant LABORERS FUNDS ADMINISTRATIVE OFFICE OF
24 NORTHERN CALIFORNIA, INC. and the case is hereby remanded to the State of California
25 Superior Court in and for the County of Fresno.

26 IT IS SO ORDERED.

27 Dated: _____

28 
Honorable Susan Illston
UNITED STATES DISTRICT JUDGE