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6 Attorneys for Defendants,  
 7 C&H SUGAR COMPANY, INC. and  
 AMERICAN SUGAR REFINING, INC.  
 8

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

13 DAVID REY,  
 14 Plaintiff,  
 15 v.  
 16 C&H SUGAR COMPANY, INC., a Delaware  
 Corporation, AMERICAN SUGAR  
 17 REFINING, INC., a Delaware Corporation,  
 and DOES 1-100, inclusive,  
 18 Defendant.  
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CASE NO. CV 10-01970 SI  
**STIPULATION TO DISMISS  
 PLAINTIFF'S CLAIMS FOR RACE  
 DISCRIMINATION AND FAILURE TO  
 PAY OVERTIME**

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1 The parties by their undersigned counsel hereby stipulate to the full and complete  
2 dismissal, with prejudice, of Plaintiff David Rey's claims for race discrimination (First Cause of  
3 Action) and failure to pay overtime (Seventh Cause of Action, as labeled in Plaintiff's  
4 Complaint; however, Plaintiff inadvertently skipped a Fifth Cause of Action).

5  
6 DATED: August 28, 2012

EPSTEIN BECKER & GREEN, P.C.

7  
8 BY: /s/ Matthew A. Goodin  
9 Steven R. Blackburn  
10 Matthew A. Goodin  
11 Attorneys for Defendants,  
12 C&H SUGAR COMPANY, INC. and  
13 AMERICAN SUGAR REFINING, INC.

14  
15 DATED: August 28, 2012

GEONETTA & FRUCHT, LLP

16  
17 By: /s/ Kenneth N. Frucht  
18 Kenneth N. Frucht,  
19 Fred J. Geonetta,  
20 Attorneys for Plaintiff  
21 DAVID REY

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23 **IT IS SO ORDERED.**

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25 Date: August 29, 2012

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28 JUDGE OF THE DISTRICT COURT  
Hon. Susan Illston