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6 Attorneys for Defendants THE REGENTS OF THE
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 7 JAMES JACOBS (EXEMPT FROM FEES, GOV. CODE §
 6103)

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15
 16 Attorneys for Plaintiff NETTA GRUTMAN

17 **UNITED STATES DISTRICT COURT**
 18 **NORTHERN DISTRICT OF CALIFORNIA**

19 NETTA GRUTMAN,

20 Plaintiff,

21 v.

22
 23 THE REGENTS OF THE UNIVERSITY
 OF CALIFORNIA, et al.,

24 Defendants.
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CASE NO. 10-02347 JCS

**STIPULATION AND [~~PROPOSED~~] ORDER
 ON DISMISSAL OF ACTION**

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STIPULATION

IT IS HEREBY STIPULTED BETWEEN PLAINTIFF NETTA GRUTMAN AND DEFENDANTS, THE REGENTS OF THE UNIVERSITY OF CALIFORNIA, TODD MCGREGOR AND JAMES JACOBS, THROUGH THEIR RESPECTIVE COUNSEL, AS FOLLOWS:

1. Plaintiff's first (for violation of the Americans with Disabilities Act (ADA)) and second (for violation of the Rehabilitation Act of 1973) claims for relief shall be dismissed with prejudice.

2. This matter shall be remanded to the Superior Court, County of San Francisco for further proceedings.

3. All parties reserve their rights to seek the recovery of legal fees and costs at the conclusion of this matter, except that no party shall be entitled to nor shall any party seek to recover its costs or legal fees incurred with respect to the following: (1) defendants' removal of this action from the State Court to the federal district court, (2) plaintiff's voluntary dismissal of her federal claims, and (3) the remand of this matter to the State Court. No party waives its rights to seek and recover legal fees and costs for the proceedings in federal district court, other than as to the specific proceedings associated with the original removal and the subsequent dismissal of the federal claims and remand of the action.

IT IS SO AGREED.

Dated: October 31, 2011

GORDON & REES LLP

By: /S/
MICHAEL D. BRUNO
JEROME SCHREIBSTEIN
Attorneys for Defendant THE REGENTS
OF THE UNIVERSITY OF CALIFORNIA,
TODD MCGREGOR and JAMES JACOBS

1 Dated: October 6, 2011

GERSTEN LAW GROUP

2 By: /S/ 
3 EHUD GERSTEN
4 Attorneys for Plaintiff

5 NETTA GRUTMAN

6 Dated: October __, 2011

7 By: /S/ _____
8 DAVID A. STEVENS
9 Attorneys for Plaintiff
10 NETTA GRUTMAN

11 **ORDER**

12 BASED ON THE FOREGOING AND GOOD CAUSE OTHERWISE APPEARING, the
13 Court Orders that:

14 1. Plaintiff's first (for violation of the Americans with Disabilities Act (ADA)) and
15 second (for violation of the Rehabilitation Act of 1973) claims for relief are hereby dismissed
16 with prejudice.

17 2. This matter is hereby remanded to the Superior Court, County of San Francisco for
18 further proceedings.

19 3. All parties retain their rights to seek the recovery of legal fees and costs at the
20 conclusion of this matter except that no party shall be entitled to nor shall any party seek to
21 recover its costs or legal fees incurred with respect to the following: (1) defendants' removal of
22 this action from the State Court to the federal district court, (2) plaintiff's voluntary dismissal of
23 her federal claims, and (3) the remand of this matter to the State Court. No party waives its rights
24 to seek and recover legal fees and costs for the proceedings in federal district court, other than as
25 to the specific proceedings associated with the original removal and the subsequent dismissal of
26 the federal claims and remand of the action.

27 IT IS SO ORDERED.

28 Dated: _____

By: _____
Honorable Joseph C. Spero
United States Magistrate Judge

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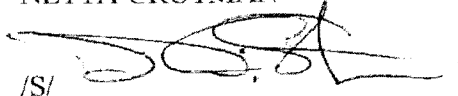
Dated: October __, 2011

GERSTEN LAW GROUP

By: /S/ _____
EHUD GERSTEN
Attorneys for Plaintiff

Dated: October 5, 2011

NETTA GRUTMAN

By: /S/  _____
DAVID A. STEVENS
Attorneys for Plaintiff
NETTA GRUTMAN

ORDER

BASED ON THE FOREGOING AND GOOD CAUSE OTHERWISE APPEARING, the Court Orders that:

1. Plaintiff's first (for violation of the Americans with Disabilities Act (ADA)) and second (for violation of the Rehabilitation Act of 1973) claims for relief are hereby dismissed with prejudice.
2. This matter is hereby remanded to the Superior Court, County of San Francisco for further proceedings.
3. All parties retain their rights to seek the recovery of legal fees and costs at the conclusion of this matter except that no party shall be entitled to nor shall any party seek to recover its costs or legal fees incurred with respect to the following: (1) defendants' removal of this action from the State Court to the federal district court, (2) plaintiff's voluntary dismissal of her federal claims, and (3) the remand of this matter to the State Court. No party waives its rights to seek and recover legal fees and costs for the proceedings in federal district court, other than as to the specific proceedings associated with the original removal and the subsequent dismissal of the federal claims and remand of the action.

IT IS SO ORDERED.

Dated: 11/7/11

By:  _____
Hon. Judge Joseph C. Spero
United States District Court
Magistrate Judge

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