

1 PAUL D. FIFE, ESQ. (SBN 114848)
2 TERENCE KENNEY, ESQ. (SBN 116687)
3 WILD, CAREY & FIFE
4 100 Montgomery Street, Suite 1000
5 San Francisco, CA 94104-4342
6 Telephone: (415) 837-3101
7 Facsimile: (415) 837-3111
8 paulfife@wcandf.com
9 terencekenney@wcandf.com

10 Attorneys For Plaintiffs
11 FRESHERIZED FOODS, INC. and
12 AVOMEX, INC.

13 IN THE UNITED STATES DISTRICT COURT
14 FOR THE NORTHERN DISTRICT OF CALIFORNIA
15 SAN FRANCISCO DIVISION

16 FRESHERIZED FOODS, INC. and
17 AVOMEX, INC.

18 Plaintiffs,

19 v.

20 CONTINENTAL CASUALTY COMPANY,

21 Defendant.
22
23 _____ /

CIVIL ACTION NO. CV 10 3207 BZ

24 **STIPULATION AND**
25 **~~PROPOSED~~ ORDER OF**
26 **DISMISSAL [Fed. R. Civ. P. 41(a)]**

27 TO THE COURT CLERK, ALL PARTIES AND THEIR COUNSEL:


28 IT IS HEREBY STIPULATED by and between the parties to this action through
their undersigned counsel, that the captioned action be dismissed with prejudice,
Pursuant to Federal Rules of Civil Procedure, Rule 41(a). This Stipulation is made,

1 pursuant to the parties' Settlement and Mutual Release Agreement. Each party is to bear
2 their own costs and attorney's fees.

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5 Dated: July 28, 2011

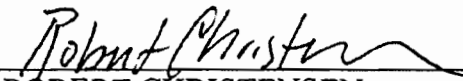
Respectfully submitted,

WILD, CAREY & FIFE

6 By 
7 PAUL D. FIFE
8 TERENCE KENNEY
9 Attorneys for Plaintiffs
10 FRESHERIZED FOODS, INC. and
AVOMEX, INC.

11 Dated: July 14, 2011


COLLIAU, ELENUS, MURPHY, CARLUCCIO,
KEENER & MORROW

12
13 By 
14 ROBERT CHRISTENSEN
15 Attorneys for Defendant
16 CONTINENTAL CASUALTY COMPANY

17 **ORDER**

18 Upon stipulation of the parties, and pursuant to Fed. R. Civ. Procedure, Rule
19 41(a), IT IS HEREBY ORDERED that the captioned action is dismissed with prejudice,
20 and the Clerk of the Court is hereby directed to enter judgment in conformity with this
21 Order.

22
23 Dated: 


24 THE HONORABLE BERNARD ZIMMERMAN
25 MAGISTRATE JUDGE FOR THE UNITED
26 STATES DISTRICT COURT, NORTHERN
27 DISTRICT OF CALIFORNIA