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10 UNITED STATES DISTRICT COURT FOR THE
 11 NORTHERN DISTRICT OF CALIFORNIA
 12 SAN FRANCISCO DIVISION

14 BISMARCK F. DINIUS,

CASE NO. CV 10 3498 MEJ

15 Plaintiff,

16 vs.

17 RUSSELL E. PERDOCK, in his Individual
 Capacity; RODNEY K. MITCHELL, in
 18 his Individual/Official Capacities; JON
 E. HOPKINS, in his Individual Capacity;
 19 DENNIS W. OSTINI, in his Individual
 Capacity; JAMES BAUMAN,
 20 in his Individual Capacity;
 LLOYD WELLS, in his Individual
 21 Capacity; JAMES SAMPLES, in his
 Individual Capacity; DEAN A. PICK, in his
 22 Individual Capacity; CHARLES F.
 SLABAUGH, in his Individual Capacity;
 23 COUNTY OF LAKE, a public entity;
 and DOES ONE through TWENTY-FIVE,
 24 inclusive,

**REQUEST AND ~~proposed~~
 ORDER OF DISMISSAL**

25 Defendants.

1 Pursuant to the fully executed Settlement Agreement entered into by Plaintiff Bismarck
2 F. Dinius ("Dinius") and Defendant Charles F. Slabaugh ("Slabaugh") in this action, Dinius by
3 and through his undersigned counsel of record, respectfully requests that all claims against
4 Slabaugh in the above captioned action be dismissed with prejudice pursuant to Fed. R. Civ.
5 Proc. 41(a)(2). Each party shall bear his own costs and attorneys' fees.

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10 Dated: September 27, 2013.

LAW OFFICE OF LAURENCE O. MASSON

11 /s/ Laurence O. Masson

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13 By _____
14 Laurence O. Masson
15 Co-counsel for Plaintiff Bismarck F. Dinius

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19 Dated: September 27, 2013. IT IS SO ORDERED.

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23 _____
24 The Honorable Maria-Elena James
25 United States District Court Magistrate Judge