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

12 YIM BING KWONG,
13 Plaintiff,
14 v.
15 CITY AND COUNTY OF SAN FRANCISCO
DEPARTMENT OF PUBLIC WORKS,
16 Defendant.
17

Case No. 10-cv-04860 NC
**STIPULATION AND ~~PROPOSED~~ ORDER
OF DISMISSAL**
Action Filed: October 27, 2010
Trial Date: None Set

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20 WHEREAS, the parties have entered into a Settlement Agreement covering all claims at
21 issue in the above-captioned action;

22 WHEREAS, pursuant to the terms of the Settlement Agreement, the parties have now
23 agreed that this action should be dismissed with prejudice pursuant to Fed. R. Civ. P. 41(a)(2);

24 WHEREAS, the parties agree and request that the Court retain jurisdiction over this action
25 to enforce the terms of the parties' Settlement Agreement;

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27 ///
28 ///

1 NOW THEREFORE, Plaintiff Yim Bing Kwong and Defendant City and County of San
2 Francisco Department of Public Works, by and through their respective counsel, stipulate and
3 request that the Court order the above-captioned action dismissed with prejudice, pursuant to Fed.
4 R. Civ. P. 41(a)(2), with the Court to retain jurisdiction over the action to enforce the terms of the
5 parties' Settlement Agreement.

6
7 DATED: October 31, 2012

COBLENTZ, PATCH, DUFFY & BASS LLP

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9 By: /s/ Katharine T. Van Dusen
10 Katharine T. Van Dusen*
11 Attorneys for Plaintiff YIM BING KWONG

12 DATED: November 2, 2012

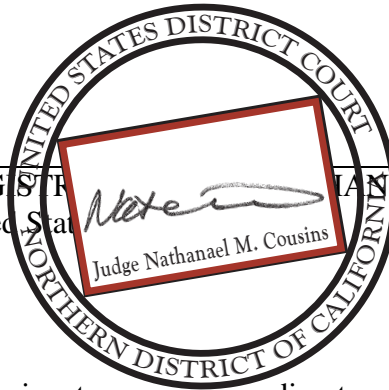
CITY AND COUNTY OF SAN FRANCISCO
DEPARTMENT OF PUBLIC WORKS

13
14 By: /s/ Andrew Gschwind
15 Andrew Gschwind
16 Attorneys for Defendant CITY AND COUNTY
17 OF SAN FRANCISCO DEPARTMENT OF
18 PUBLIC WORKS

19 PURSUANT TO THE ABOVE STIPULATION, IT IS SO ORDERED.

20
21
22 Dated: November 5, 2012

23 MAGISTRATE JUDGE NATHANAEL COUSINS
24 United States District Court
25



26 * I hereby attest that I have on file all holographic signatures corresponding to any signatures
27 indicated by a conformed signature (/S/) within this e-filed document.