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5 Attorneys for Plaintiff CRAIG YATES

6 UNITED STATES DISTRICT COURT
 7 NORTHERN DISTRICT OF CALIFORNIA
 8

10 CASE NO. CV-10-5687-EMC

11 CRAIG YATES, an individual,

12 Plaintiff,

13 v.

14 AMBROSIA PIZZA; SHOPS at
 15 MAGNOLIA LLC, a Nevada Limited
 16 Liability Company; SHOPS at
 17 MAGNOLIA II LLC, a California Limited
 Liability Company; and MARK DAVID
 18 LESLEY, an individual dba AMBROSIA
 19 PIZZA,

20 Defendants.

STIPULATION OF DISMISSAL AND
 [PROPOSED] ORDER THEREON

21
 22 The parties, by and through their respective counsel, stipulate to dismissal of this action
 23 in its entirety with prejudice pursuant to Fed.R.Civ.P.41(a)(1). Each party is to bear its own costs
 24 and attorneys' fees. The parties further consent to and request that the Court retain jurisdiction
 25 over enforcement of the Agreement. See Kokonen v. Guardian Life Ins. Co., 511 U.S. 375
 26 (1994) (empowering the district courts to retain jurisdiction over enforcement of settlement
 27 agreements).
 28

1 Therefore, IT IS HEREBY STIPULATED by and between parties to this action through
2 their designated counsel that the above-captioned action be and hereby is dismissed with
3 prejudice pursuant to Federal Rules of Civil Procedure section 41(a)(1).

4 This stipulation may be executed in counterparts, all of which together shall constitute
5 one original document.

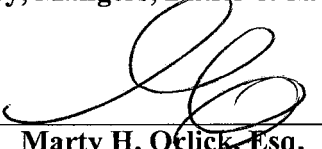
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7 Dated: March 30, 2012

THOMAS E. FRANKOVICH
A PROFESSIONAL LAW CORPORATION

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11 By: /s/ Thomas E. Frankovich
12 Thomas E. Frankovich
13 Attorney for CRAIG YATES, an individual,
14

15 Dated: 3/30, 2012

Jeffery, Mangers, Butler & Marmora LP

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18 By: 
19 Marty H. Otlick, Esq.
20 Attorneys for MARK DAVID LESLEY, an
21 individual
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1 Dated: March 30, 2012

**Steyer, Lowenthal, Boodrookas, Alvarez
& Smith LLP**

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5 By:



Dana Andreoli, Esq

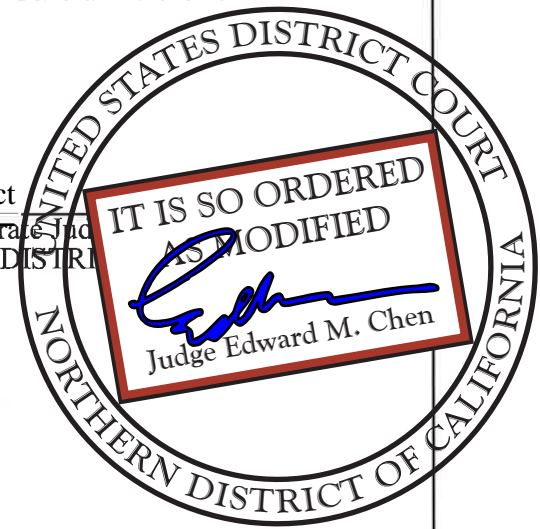
6 Attorneys for SHOPS at MAGNOLIA LLC, a
7 Nevada Limited Liability Company; SHOPS at
8 MAGNOLIA II LLC, a California Limited
9 Company

10
11
12 **ORDER**

13 IT IS HEREBY ORDERED that this matter is dismissed with prejudice pursuant to
14 Fed.R.Civ.P.41(a)(1). IT IS FURTHER ORDERED that the Court shall retain jurisdiction for
15 the purpose of enforcing the parties' Settlement Agreement and General Release should such
16 enforcement be necessary.

17 Dated: 4/3, 2012

18
19 District
Honorable Magistrate Judge
20 UNITED STATES DISTRICT COURT



21 Judge Edward M. Chen