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18 Attorneys for Defendant  
 19 WINCO FOODS, LLC

20 UNITED STATES DISTRICT COURT  
 21 NORTHERN DISTRICT OF CALIFORNIA

22 MANDI HOVATER, individually and on behalf )  
 23 of all similarly situated current and former )  
 24 employees of WINCO FOODS, LLC, and )  
 25 WINCO FOODS, INC., )  
 26 )  
 27 Plaintiffs, )  
 28 )  
 29 v. )  
 30 )  
 31 WINCO FOODS, LLC, WINCO FOODS, INC. )  
 32 and DOES 1 through 10, inclusive, )  
 33 )  
 34 Defendants. )

Case No. 3:11-cv-00557-CRB

**STIPULATION TO REMAND CASE TO STATE COURT**

Judge: Hon. Charles R. Breyer

Date:  
 Time:

Complaint filed: February 18, 2010  
 Trial Date: None Set

**ORDER TO REMAND**

**STIPULATION**

**WHEREAS** this case was originally filed in the Superior Court of California County of Sacramento and removed by defendants pursuant to federal question jurisdiction under 28 U.C.S. §§ 1331 and 1441;

**WHEREAS** the parties have stipulated to the dismissal of the class allegations without prejudice and on May 26, 2011, this Court dismissed without prejudice all class allegations in the

1 First Amended Complaint;

2           **WHEREAS** since the dismissal of the class allegations, the only remaining claims are  
3 Plaintiff's individual state law claims against Defendants, based on solely on alleged violations  
4 of California law. As such, the parties find it appropriate to remand this case to State Court.

5           **THEREFORE, IT IS HEREBY STIPULATED** by and between Plaintiff and  
6 Defendants, through their attorneys of record that this case be remanded to the Superior Court of  
7 California County of Sacramento.

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DATED: July 5, 2011

SEYFARTH SHAW LLP

By           /s/ Alfred L. Sanderson, Jr.            
Alfred L. Sanderson, Jr.  
Brandon R. McKelvey  
Jason D. Glenn  
Attorneys for Defendant  
WINCO FOODS, LLC

DATED: July 5, 2011

GRACE HOLLIS LLP

By           /s/ Marta Manus            
Graham S.P. Hollis  
Marta Manus  
Attorneys for Plaintiff  
MANDI HOVATER

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**ORDER**

Pursuant to the parties' stipulation, it is hereby ORDERED that the case is remanded to the Superior Court of California, County of Sacramento.

IT IS SO ORDERED.

DATED: July 5, 2011

