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 TARGET CORPORATION

11 Attorneys for Plaintiff
 12 MELISSA ARECHIGA

13
 14 **UNITED STATES DISTRICT COURT**
 15 **NORTHERN DISTRICT OF CALIFORNIA**
 16 **SAN FRANCISCO DIVISION**

17 MELISSA ARECHIGA, individually and on
 18 behalf of all others similarly situated,

19 Plaintiff,

20 v.

21 TARGET CORPORATION, and DOES 1
 22 through 50, inclusive,

23 Defendant.

Case No. 3:11-cv-00844-CRB

CLASS ACTION

**STIPULATION FOR DISMISSAL WITH
 PREJUDICE OF CLASS ACTION
 COMPLAINT AND FOR WAIVER OF
 FEES AND COSTS BY PLAINTIFF AND
 DEFENDANT**

Complaint Filed: February 23, 2011
 Trial Date: Not Set

1 TO THE HONORABLE COURT, ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

2 WHEREAS, plaintiff Melissa Arechiga (“Plaintiff”) filed a complaint on February 23, 2011,
3 alleging violations of California’s Song-Beverly Credit Card Act (the “Action”) against defendant
4 Target Corp. (“Defendant,” and with Plaintiff, the “Stipulating Parties”); and

5 WHEREAS, the Stipulating Parties have exchanged extensive informal discovery during the
6 past several months, including Plaintiff’s relevant credit card statements, Defendant’s relevant
7 policy and procedure documents, records of Plaintiff’s relevant purchase transactions with
8 Defendant, and declarations by one of Defendant’s employees knowledgeable about the issues
9 relevant to the Action; and

10 WHEREAS, Plaintiff believes that, if true, the information provided by Defendant thus far
11 would likely defeat her claims asserted in the Complaint and that the costs of continuing to litigate
12 this case are now higher than her likelihood of success; and

13 WHEREAS, no consideration, either direct or indirect, has been given in exchange for the
14 dismissal with prejudice of the Action; and

15 WHEREAS, the Stipulating Parties have agreed to each bear their own attorneys’ fees and
16 costs related to the Action and its dismissal.

17 NOW, THEREFORE, the Stipulating Parties hereby stipulate and request that the Court
18 approve this stipulated voluntary dismissal and dismiss the Action, and all causes of action alleged
19 therein, with prejudice, as to all Defendants and order the Stipulating Parties to bear their own
20 attorneys’ fees and costs.

21 **IT IS SO STIPULATED.**

22 Dated: October 14, 2011

HOFFMAN & LAZEAR

24 By /s/ Chad A. Saunders
25 Chad A. Saunders
26 Attorneys for Plaintiff Melissa Arechiga

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Dated: October 14, 2011

MORRISON & FOERSTER LLP

By /s/ Tiffany Cheung
Tiffany Cheung
Attorneys for Defendant TARGET CORP.

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~~PROPOSED~~ ORDER

The Court, having reviewed the above stipulation of the Stipulating Parties, HEREBY
ORDERS THAT:

1. The action filed by plaintiff Melissa Arechiga entitled *Arechiga v. Target Corporation*, Case No. 3:11-cv-00844-CRB (the "Action"), is hereby voluntarily dismissed, with prejudice, in its entirety, including all causes of action therein, as to all defendants; and
2. The Stipulating Parties are to bear their own attorneys' fees and costs in connection with the Action and its dismissal.

IT IS SO ORDERED.

Dated: October 18, 2011

Hon. Charles R. Breyer
United States District Court

