

1 ROBERT C. MATZ
 rcmatz@rcmatzlaw.com
 2 THE LAW OFFICE OF ROBERT C. MATZ
 1151 Harbor Bay Parkway, Suite 112
 3 Alameda, CA 94502
 Telephone: (510) 865-1150

4 Attorney for Plaintiff
 5 JASON G. HELLER

6 KEKER & VAN NEST LLP
 JEFFREY R. CHANIN - # 103649
 7 jchanin@kvn.com
 MATTHEW WERDEGAR - # 200470
 8 mwerdegar@kvn.com
 WARREN A. BRAUNIG - # 243884
 9 wbraunig@kvn.com
 633 Battery Street
 10 San Francisco, CA 94111-1809
 Telephone: 415 391 5400
 11 Facsimile: 415 397 7188

12 Attorneys for Defendant
 CEPIA, L.L.C.

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

17 JASON G. HELLER, an individual and sole
 proprietor doing business as Floating
 18 Lightbulb Toys,

19 Plaintiff,

20 v.

21 CEPIA, L.L.C., a Missouri Limited Liability
 Company; A-TECH PRODUCTS
 22 ENGINEERING COMPANY, LIMITED, a
 Hong Kong Limited Liability Company;
 23 THE BEAN PROJECT COMPANY
 LIMITED, a Hong Kong Limited Company;
 24 YING LEUNG INTERNATIONAL
 LIMITED, Hong Kong Limited Liability
 25 Company,

26 Defendants.
 27

Case No. CV11-01146 JSW (MEJ)

**~~[PROPOSED]~~ ORDER DISMISSING
 PLAINTIFF JASON G. HELLER'S
 COMPLAINT AGAINST DEFENDANT
 CEPIA L.L.C. WITH PREJUDICE**

Judge: Hon. Jeffrey S. White

Date Filed: March 10, 2011

Trial Date: TBD

28 **~~[PROPOSED]~~ ORDER DISMISSING MR. HELLER'S COMPLAINT
 AGAINST CEPIA L.L.C. WITH PREJUDICE
 Case No. CV11-01146 JSW (MEJ)**

1 Having reviewed the Stipulation and Request for Order of Dismissal With Prejudice filed
2 by Plaintiff Jason G. Heller (“Mr. Heller”) and Defendant Cepia, L.L.C. (“Cepia”) (collectively
3 “the Parties”), and good cause appearing, pursuant to Federal Rule of Civil Procedure Rule
4 41(a)(2), this Court hereby ORDERS as follows:

5 1. The Parties’ request for an order dismissing Mr. Heller’s Complaint against Cepia
6 is GRANTED.

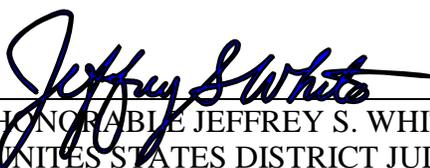
7 2. Mr. Heller’s Complaint against Cepia is DISMISSED in its entirety WITH
8 PREJUDICE.

9 3. This Court shall retain jurisdiction over the Parties and Mr. Heller’s counsel,
10 Robert C. Matz, for the limited purposes of enforcing, vacating, or modifying, as appropriate, the
11 sanctions imposed on Mr. Matz in the Court’s January 4, 2012 Order Regarding Cross Motions
12 for Sanctions and Motions to Dismiss (D.E. # 83) upon resolution of Mr. Matz’s appeal of that
13 Order and consistent with any opinion, order or other directive issued by the United States Court
14 of Appeals for the Ninth Circuit therewith, and/or hearing any subsequent applications or other
15 filings made by Mr. Matz in this Court for the purpose of informing the Court of his financial
16 situation/ability to pay any sanction upheld by the Court of Appeals.

17 4. The Parties shall each bear their own attorneys’ fees and costs incurred in
18 connection with this action.

19 Pursuant to the stipulation of the Parties, **IT IS SO ORDERED.**

20
21
22 Dated: March 29, 2012


HONORABLE JEFFREY S. WHITE
UNITED STATES DISTRICT JUDGE