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 11 INC.

12 UNITED STATES DISTRICT COURT
 13 NORTHERN DISTRICT OF CALIFORNIA

14 HAROLD SMALLEY, ET AL.

Case No. 3:11-cv-02951-JCS

15 Plaintiffs,

16 v.

STIPULATION OF DISMISSAL

17 HOME DEPOT U.S.A., INC.,

18 Defendant.

19
 20
 21 Pursuant to Rule 41(a) of the Federal Rules of Civil Procedure, the parties hereby
 22 stipulate to the dismissal, with prejudice, of the claims of plaintiffs Eric Amstad, Tracy
 23 Antinori, Shirley Avery, Scott Brender, Angela Domondon, James B. Evans, Edwin
 24 Garcia, Ronald C. Keitz, Andrew Clayton Moran, Matthew S. Roberts, Kevin Dale
 25 Sherwin, and Zachary Taylor in their entirety.
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 28

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2 Each party will bear their own costs and attorney's fees.
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5 Respectfully submitted,
6

7 Dated: May 15, 2012

/s/ Caitlin Duffy

8 Lee Squitieri
9 Caitlin Duffy
10 Squitieri & Fearon, LLP
11 32 E. 57th Street, 12th Floor
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17 One of the Attorneys for Plaintiffs

18 Dated: May 15, 2012

/s/ Donna M. Mezas

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25 One of the Attorneys for Defendant

26 Dated: May 16, 2012



1 PROOF OF SERVICE

2 I, Jeremias V. Cordero, am employed in the County of San Francisco, State of California. I am
3 over the age of 18 and not a party to the within action; my business address is: 580 California Street,
4 Suite 1500, San Francisco, California 94104-1036. On May 15, 2012, I served the foregoing document
5 described as:

6 STIPULATION OF DISMISSAL

7 on the interested party(ies) below, using the following means:

8 BY UNITED STATES MAIL I enclosed the documents in a sealed envelope or package addressed to
9 the respective address(es) of the party(ies) stated above and placed the envelope(s) for collection and
10 mailing, following our ordinary business practices. I am readily familiar with the firm's practice of
11 collection and processing correspondence for mailing. On the same day that correspondence is placed
12 for collection and mailing, it is deposited in the ordinary course of business with the United States
13 Postal Service, in a sealed envelope with postage fully prepaid at San Francisco, California.

14 BY OVERNIGHT DELIVERY I enclosed the document(s) in an envelope or package provided by
15 an overnight delivery carrier and addressed to the respective address(es) of the party(ies) stated above.
16 I placed the envelope or package for collection and overnight delivery at an office or a regularly
17 utilized drop box of the overnight delivery carrier.

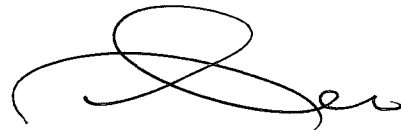
18 BY FAX Based on an agreement of the parties to accept service by fax transmission, I faxed the
19 documents to the respective fax number(s) of the party(ies) as stated above. No error was reported by
20 the fax machine that I used. A copy of the record of the fax transmission(s), which I printed out, is
21 attached.

22 BY ELECTRONIC MAIL OR ELECTRONIC TRANSMISSION. Based on a court order or an
23 agreement of the parties to accept service by e-mail or electronic transmission, I caused the
24 document(s) to be sent to the respective e-mail address(es) of the party(ies) as stated above. I did not
25 receive, within a reasonable time after the transmission, any electronic message or other indication that
26 the transmission was unsuccessful.

27 (STATE) I declare under penalty of perjury under the laws of the State of California that the
28 foregoing is true and correct.

(FEDERAL) I declare that I am employed in the office of a member of the bar of this court at
whose direction the service was made.

Executed on May 15, 2012 in San Francisco, California.



Jeremias V. Cordero

SERVICE LIST

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