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6 Attorneys for Plaintiff  
 OAKLAND UNIFIED SCHOOL DISTRICT  
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8 UNITED STATES DISTRICT COURT FOR THE  
 9 NORTHERN DISTRICT OF CALIFORNIA

10 OAKLAND UNIFIED SCHOOL DISTRICT, a public  
 entity  
 11 Plaintiffs,  
 12 vs.  
 13 XEROX CORPORATION, a corporation, and  
 DOES 1 through 10, inclusive,  
 14 Defendants.

Civil Action No. C11-03625 LB

**NOTICE AND ~~[PROPOSED]~~ ORDER OF  
 DISMISSAL OF ENTIRE ACTION WITH  
 PREJUDICE**

**[Fed.R.Civ.P. 41(a)(2)]**

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

2 PLEASE TAKE NOTICE that Plaintiff OAKLAND UNIFIED SCHOOL DISTRICT ("Plaintiff")  
3 and Defendant XEROX CORPORATION ("Defendant") (Plaintiff and Defendant are collectively  
4 referred to hereinafter as the "Parties"), have entered into and duly executed a binding and  
5 enforceable Settlement Agreement ("Agreement") in the above-entitled matter ("Action").

6 Therefore, by and through their respective counsel of record, the Parties hereby request that  
7 the Court enter an order dismissing this Action in its entirety with prejudice.

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9 Dated: August 10, 2012

OAKLAND UNIFIED SCHOOL DISTRICT  
JACQUELINE P. MINOR  
General Counsel

11 By: /s/ Michael L. Smith  
12 Michael L. Smith  
13 Attorneys for Plaintiff

14 Dated: August 10, 2012

LAFAYETTE & KUMAGAI, LLP

16 By: /s/ Gary T. Lafayette  
17 Gary T. Lafayette  
18 Attorneys for Defendant

18 **ORDER OF DISMISSAL**

19 GOOD CAUSE APPEARING, the request of Plaintiff and Defendant to dismiss the above-  
20 captioned Action with prejudice pursuant to Rule 41(a)(2) of the Federal Rules of Civil Procedure is  
21 GRANTED.

22 IT IS, THEREFORE, ORDERED that this Action is dismissed in its entirety with prejudice.

23 **IT IS SO ORDERED.**

24 Dated: August 21, 2012

25   
26 THE HONORABLE LAUREL BEELER

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**CERTIFICATE OF SERVICE**

I certify that a copy of this document was served electronically on August 10, 2012, on counsel of record in compliance with Federal Rule 5, Local Rule 5.6 and General Order 45, by use of the Court's ECF system.

/s/ Gary T. Lafayette  
GARY T. LAFAYETTE