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12 DAIRYLEA COOPERATIVE INC.

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

17 MATTHEW EDWARDS, et al.

Case No. 3:11-cv-04766-JSW

18 Plaintiffs,

[consolidated with 11-CV-04791-JSW AND 11-  
19 CV-05253-JSW]

20 v.

21 NATIONAL MILK PRODUCERS  
FEDERATION, aka COOPERATIVES  
22 WORKING TOGETHER; DAIRY  
FARMERS OF AMERICA, INC.;  
23 LAND O'LAKES, INC. DAIRYLEA  
COOPERATIVE INC.; and AGRI-  
24 MARK, INC.

**STIPULATION AND ~~PROPOSED~~ ORDER  
ALLOWING DEFENDANT DAIRYLEA  
COOPERATIVE INC. TO WITHDRAW ITS  
MOTION TO DISMISS PLAINTIFFS' FIRST  
AMENDED COMPLAINT FOR LACK OF  
PERSONAL JURISDICTION PURSUANT TO  
FED. R. CIV. P. 12(B)(2)**

25 Defendants.  
26

27 *[AND CONSOLIDATED CASES]*

28 STIPULATION AND ~~PROPOSED~~ ORDER

CASE NO. 3:11-CV-04766-JSW

Counsel for Defendant Dairylea Cooperative Inc. ("Dairylea") and for Plaintiffs and the Proposed Classes in these consolidated actions ("Plaintiffs"), do hereby stipulate as follows:

WHEREAS Dairylea filed and served a Notice of Motion and Motion to Dismiss Plaintiffs' First Amended Complaint Pursuant to Fed. R. Civ. P. 12(B)(2) on December 22, 2011, in this action, Case No. 11-cv-04766 (Document 63);

WHEREAS Dairylea now wishes to withdraw the aforementioned Motion;

THEREFORE, Dairylea and Plaintiffs, by their respective undersigned counsel, stipulate and agree as follows:

Dairylea will concurrently file an Administrative Motion seeking an Order from the Court allowing it to withdraw its Motion to Dismiss Plaintiffs' First Amended Complaint. Plaintiffs do not and will not oppose Dairylea's Administrative Motion and support Dairylea's efforts to have the Motion withdrawn.

Dated: May 23, 2012

COLLETTE ERICKSON FARMER & O'NEILL LLP

By: /s/ William S. Farmer

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*Attorney for Plaintiffs  
And the Proposed Classes*

**PURSUANT TO STIPULATION**

**IT IS SO ORDERED.**

Dated: May 24 2012

  
\_\_\_\_\_  
Hon. Jeffrey S. White, United States District Judge

**ATTESTATION PURSUANT TO GENERAL ORDER 45**

I, William S. Farmer, hereby attest, pursuant to N.D. Cal. General Order No. 45, that the concurrence to the filing of this document has been obtained from each signatory hereto.

Dated: May 23, 2012

By: /s/ William S. Farmer