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11 Attorneys for Defendant  
 12 TRANSBAY CONTAINER TERMINAL, INC.

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

17 DAVE WILLIAMS,

18 Plaintiff,

19 vs.

20 INTERNATIONAL TRANSPORTATION  
 21 SERVICES, INC., and/or TRANSBAY  
 22 CONTAINER TERMINAL, INC.,

23 Defendants.

Case No.: CV 11-6596 SI

**STIPULATION TO DISMISS WITH  
 PREJUDICE AND ORDER THEREON**

24  
 25 COMES NOW PLAINTIFF, Dave Williams and Defendants International  
 26 Transportations Services, Inc. and Transbay Container Terminal, Inc. and hereby stipulate to  
 27 dismiss this action with prejudice pursuant to FRCP 41(a). Previously this matter was dismissed  
 28 **without** prejudice, and this settlement now having been consummated, the parties request that

1 the court dismisses the matter with prejudice.

2 SO STIPULATED.

3

4 Respectfully submitted,

5 DATED: February 20, 2013

BIRNBERG & ASSOCIATES

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7

By /s/ Cory A. Birnberg

Cory A. Birnberg

8

Attorney for Plaintiff Dave Williams

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10 DATED: February 20, 2013

EMARD DANOFF PORT TAMULSKI & PAETZOLD LLP

11

12

By: /s/ Raymond M. Paetzold

Raymond M. Paetzold

13

Attorneys for Defendants

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International Transportation Services, Inc.

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TransBay Container Terminal, Inc.

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Certification of Signatures

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I attest that the content of this document is acceptable to all persons above, who

18

were required to sign it.

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/s/ Cory A. Birnberg

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Cory A. Birnberg

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**ORDER**

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Based upon the foregoing stipulation and good cause appearing therefor,

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IT IS ORDERED that this matter be dismissed with prejudice.

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Dated: 2/21/13



27

SUSAN ILLSTON

28

United States District Judge