

1 Eugene B. Elliot, CA State Bar No. 111475
 2 Michael C. Wenzel, CA State Bar No. 215388
 3 BERTRAND, FOX & ELLIOT
 4 2749 Hyde Street
 5 San Francisco, California 94109
 6 Telephone: (415) 353-0999
 7 Facsimile: (415) 353-0990
 8 Email: mwenzel@bfesf.com

9 Attorneys for Defendant
 10 MENDOCINO-LAKE
 11 COMMUNITY COLLEGE DISTRICT

12 Susan Sher, WA State Bar No. 14210
 13 Law Offices of Susan Sher
 14 116 South State Street
 15 Ukiah, CA 95482
 16 Telephone: (707) 463-1196
 17 Facsimile: (707) 462-6258
 18 Email: ssher@pacific.net

19 Attorney for Plaintiff
 20 DUNCAN McMARTIN

21 UNITED STATES DISTRICT COURT
 22 NORTHERN DISTRICT OF CALIFORNIA

23 DUNCAN McMARTIN,
 24 Plaintiff,

25 v.

26 MENDOCINO-LAKE COMMUNITY
 27 COLLEGE DISTRICT
 28 Defendant.

Case No. 3:12-cv-02446-JST

**STIPULATION TO DISMISSAL
 WITH PREJUDICE AND ~~PROPOSED~~ ORDER**

