

(Counsel listed on following page)

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

FERNANDO DE SAUSA and JESSICA
SHUM on behalf of themselves, in the interest
of the general public and as a Private Attorney
General,

Plaintiffs,

vs.

HSBC BANK U.S.A., N.A.; HSBC USA,
INC.; and HSBC NORTH AMERICA
HOLDINGS, INC.,

Defendants.

CASE NO. CV12-05081-TEH

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

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26 HSBC BANK U.S.A., N.A., HSBC USA, INC., and HSBC
27 NORTH AMERICA HOLDINGS, INC.
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Plaintiffs Fernando De Sousa (“De Sousa”) and Jessica Shum (“Shum”) and opt-in consentor Patricia Chui (“Chui”) (collectively “Plaintiffs”), and Defendants HSBC Bank USA, N.A., HSBC USA Inc., and HSBC North America Holdings Inc. (collectively, “HSBC,” and together with Plaintiffs, the “Parties”), acting through their counsel of record, hereby submit this stipulation and [proposed] order to dismiss the matter with prejudice for the following reasons:

1. After a full day of mediating before the Honorable William J. Cahill, HSBC and all three individual Plaintiffs have successfully resolved their disputes.

2. The parties have resolved their disputes privately and Plaintiffs wish to discontinue this lawsuit with prejudice. The dismissal will not impact the right of any individuals other than Plaintiffs.

SO STIPULATED.

DATED: February 19, 2014

TOMAS E. MARGAIN
JUSTICE AT WORK LAW GROUP

By: /s/
TOMAS E. MARGAIN

Attorneys for Plaintiffs
FERNANDO DE SAUSA and JESSICA SHUM

ENZO DER BOGHOSIAN
PROSKAUER ROSE LLP

DATED: February 19, 2014

By: /s/
ENZO DER BOGHOSSIAN

Attorneys for Defendants
HSBC BANK U.S.A., N.A., HSBC USA, INC., and
HSBC NORTH AMERICA HOLDINGS, INC.

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[Proposed] Order

Based on the above stipulation of counsel, this matter is dismissed with prejudice. All deadlines are hereby terminated and the Clerk is instructed to close the file.

IT IS SO ORDERED.

Dated: 02/20/2014

