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CORPORATION dba AMTRAK
8

9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA
11 SAN FRANCISCO DIVISION

13 EMMA SMITH and ALTON SMITH,
14 Plaintiffs,
15 v.
16 NATIONAL RAILROAD PASSENGER
CORPORATION a/k/a AMTRAK,
17 Defendants.
18

Case No. C 12 5255 EDL
**STIPULATION AND ORDER OF
DISMISSAL**

19 IT IS HEREBY STIPULATED by and between plaintiffs EMMA SMITH and ALTON
20 SMITH and defendant NATIONAL RAILROAD PASSENGER COMPANY dba AMTRAK,
21 through their designated counsel, that the pray for relief for punitive damages in the Complaint
22 be and hereby is dismissed without prejudice pursuant to Federal Rules of Civil Procedure, rule

23 41(a)(1).
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