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10 IN THE UNITED STATES DISTRICT COURT
 11 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 12 SAN FRANCISCO DIVISION

15 **BENJAMIN K. TOSCANO,**
 Plaintiff,
 17 v.
 18 **G. LEWIS, et al.,**
 Defendants.

C 12-5893 EMC
**STIPULATION AND PROPOSED
 ORDER FOR VOLUNTARY DISMISSAL
 WITH PREJUDICE (Fed. R. Civ. P.
 41(a)(1)(A)(ii))**

21 Plaintiff Benjamin Toscano and Defendants G. Eberly and D. Thompson have resolved this
 22 case in its entirety. In accordance with their settlement agreement and Federal Rule of Civil
 23 Procedure 41(a)(1)(A)(ii), the parties stipulate to a dismissal of this action with prejudice. The
 24 filing of this stipulation automatically terminates this action.

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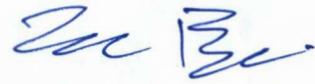
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Each party shall bear their own costs and attorney fees in connection with this action.

It is so stipulated.

Dated: October 11, 2017



Khaldoun Baghdadi
Doris Cheng
Walkup, Melodia, Kelly & Schoenberger
Attorneys for Plaintiff Benjamin Toscano

Dated: October 11, 2017



Bryan Kao
Deputy Attorney General
California Attorney General's Office
Attorneys for Defendants G. Eberly and D. Thompson

IT IS SO ORDERED:

Dated: October 11, 2017



The Hon. Edward M. Chen
United States District Judge

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