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 7 Alumni Association of Chi Theta Chi House

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

11 Theta Chi Fraternity, Inc.,
 12 Plaintiffs,
 13 vs.
 14 Alumni Association of Chi Theta Chi House,
 15 a/k/a Chi Theta Chi, and Does 1 through 50,
 16 Defendants.

Case No. C-12-5942-JSC
**JOINT STIPULATION AND
 [PROPOSED] ORDER TO DISMISS
 WITH PREJUDICE**

REED SMITH LLP
 A limited liability partnership formed in the State of Delaware

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2 Dated: January 14, 2013

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28 Attorneys for Plaintiff
Theta Chi Fraternity, Inc.

ATTESTATION OF CONCURRENCE

21 I, Robert N. Phillips, attest that I am one of the attorneys for Defendant Alumni Association
22 of Chi Theta Chi House, and, as the ECF user and filer of this document, I attest that, pursuant to
23 United States District Court, Northern District of California Civil L.R. 5-1(i)(3), concurrence in the
24 filing of this document has been obtained from Counsel for Plaintiff Theta Chi Fraternity, Inc.

25 Dated: January 14, 2013

26 By: /s/ Robert N. Phillips
27 Robert N. Phillips

PROPOSED ORDER
RE: DISMISSAL WITH PREJUDICE

The Court, having reviewed the above Stipulation, and GOOD CAUSE APPEARING THEREFOR, hereby orders as follows:

IT IS HEREBY ORDERED THAT:

Pursuant to the Joint Stipulation of the parties, all claims in this litigation are hereby DISMISSED WITH PREJUDICE, each party to bear its own attorneys' fees and costs.

The Court shall retain jurisdiction to enforce the parties' Settlement Agreement as necessary and to the fullest extent provided by law.

Dated: January 15, 2013

