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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

JEANENE KUHNNAU, individually and on Behalf
of the Estate of QUENTIN KUHNNAU, Decedent;
DONALD KUHNNAU; DIANA WILLIAMS; and
DOES ONE through TEN, inclusive,

Plaintiffs,

vs.

ALLIED PACKING & SUPPLY, INC., et al.,

Defendants.

Case No. 3:13-CV-01669-EMC

**STIPULATION AND [PROPOSED] ORDER
FOR VOLUNTARY DISMISSAL WITHOUT
PREJUDICE AS TO DEFENDANT
CONSOLIDATED SUPPLY CO.**

Plaintiffs Jeanene Kuhnau, individually and on Behalf of the Estate of Quentin Kuhnau, Decedent; Donald Kuhnau and Diana Williams and Defendant Consolidated Supply Co. hereby stipulate under Federal Rule of Civil Procedure 41(a)(1)(ii) that this action be dismissed without prejudice as to all claims, causes of action, and parties, with each party bearing that party's own attorney's fees and costs.

Dated: May 7, 2013

LEVIN SIMES LLP

s/ Sean Worsey
Sean P. Worsey
Attorneys for Plaintiffs

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1 Dated: May 7, 2013

ARCHER NORRIS

3 s/ Ioana Mondescu

4 Ioana Mondescu
5 Attorneys for Defendant Consolidated
Supply Co.

6 PURSUANT TO THE STIPULATION, IT IS SO ORDERED. Defendant Consolidated's motion to
7 dismiss is hereby vacated.

8 Dated: May 8, 2013



CERTIFICATE OF SERVICE

I, Timothy F. Pearce, declare that I am a citizen of the United States and am employed in San Francisco County, State of California. I am over the age of 18 and not a party to the within action. My business address is 353 Sacramento Street, 20th Floor, San Francisco, California 94111. On May 7, 2013, I served the following document entitled:

**STIPULATION AND [PROPOSED] ORDER FOR VOLUNTARY DISMISSAL WITHOUT
PREJUDICE AS TO DEFENDANT CONSOLIDATED SUPPLY CO.**

on interested parties in this action by:

(X) ELECTRONICALLY VIA ECF: the above-entitled document to be served electronically through the United States District Court, Northern District of California ECF website, addressed to all parties appearing on the Court's ECF service list. A copy of the "Filing Receipt" page will be maintained with the original document in our office.

(X) I declare that I am employed in the office of this Bar of this Court at whose direction the service was made.

Executed May 7, 2013, at San Francisco, California.

s/ Sean P. Worsey
Sean P. Worsey