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16 UNITED STATES DISTRICT COURT  
 17 NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

18 MARY SWEARINGEN and ROBERT FIGY,  
 19 individually and on behalf of others similarly  
 20 situated,  
 21 Plaintiffs,  
 22 vs.  
 23 SANTA CRUZ NATURAL, INC.,  
 24 Defendant.

CASE NO. 13-CV-4291-SI  
 STIPULATION AND ~~[PROPOSED]~~  
 ORDER OF DISMISSAL

25 IT IS HEREBY STIPULATED TO AND AGREED, by and between Plaintiffs Mary  
 26 Swearingen and Robert Figy, and Defendant Santa Cruz Natural, Inc., pursuant to Fed. R. Civ.  
 27 Proc. 41, that this action is dismissed. This dismissal shall be with prejudice as to all individual  
 28 claims asserted by Plaintiffs and without prejudice as to the claims of the putative class, each party  
 to bear their own attorney's fees, costs and expenses.



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**ATTESTATION**

In concurrence with Local Rule 5-1 (i)(3), the filer of this document hereby attests that the concurrence to the filing of this document has been obtained from the other signatories thereto.

*/s/ Pierce Gore*  
Ben F. Pierce Gore

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the forgoing was filed and served via the Court's ECF filing system this 5th day of May, 2017.

*/s/ Pierce Gore* \_\_\_\_\_  
Ben F. Pierce Gore