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 Russell E. Burns

8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA

11 DAVID SLACK, individually, and on behalf
 12 of all others similarly situated, *et al.*

Case No.: 3:13-cv-05001-EMC

13 Plaintiffs,

CLASS ACTION

14 vs.

15 INTERNATIONAL UNION OF
 OPERATING ENGINEERS, a trade union, *et*
 16 *al.*

**[PROPOSED] ORDER TO DISMISS
 RUSSELL E. BURNS FROM CERTAIN
 STATE LAW CLAIMS IN THE FIRST
 AMENDED COMPLAINT**

17 Defendants.

19 The Court has received and reviewed the Stipulation entered into by and between all
 20 Plaintiffs and Defendant Russell E. Burns, for the stated purpose of dismissing certain state law
 21 claims in the First Amended Complaint (“FAC”) against Russell E. Burns. The stipulation is
 22 GRANTED and it is ORDERED that:

- 23 1. Plaintiffs, in their individual capacities as no class has been certified in this matter,
 24 hereby dismiss with prejudice Defendant Russell E. Burns from the FAC’s Tenth,
 25 Seventeenth and Eighteenth Claims for Relief.

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2. The parties are to bear their own fees and costs.

IT IS SO ORDERED.

Dated: ~~April~~ 5/5, 2014

