## Northern District of California

## UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA

DONALD RAY ELLIS,

Plaintiff.

v.

THOMAS,

1

2

3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

Defendant.

Case No. 14-cv-00199-JCS

ORDER OF DISMISSAL

The Court having been advised that the parties have agreed to a settlement of this case, IT IS HEREBY ORDERED that this case is dismissed in its entirety with prejudice; provided, however, that if any party hereto shall certify to this Court, within sixty (60) days, with proof of service of a copy thereon to opposing counsel, that the agreed consideration for said settlement has not been delivered over, the foregoing Order shall stand vacated and this case shall forthwith be restored to the calendar to be set for trial.

IT IS SO ORDERED.

Dated: March 31, 2016

JOSEPH C. SPERO Chief Magistrate Judge

27

28

## 1 2 3 4 UNITED STATES DISTRICT COURT 5 NORTHERN DISTRICT OF CALIFORNIA 6 DONALD RAY ELLIS, 7 Case No. 14-cv-00199-JCS Plaintiff, 8 v. **CERTIFICATE OF SERVICE** 9 THOMAS, 10 Defendant. 11 12 I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California. 13 That on March 31, 2016, I SERVED a true and correct copy(ies) of the attached, by 14 placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery 15 receptacle located in the Clerk's office. 16 Donald Ray Ellis 17 125 Corte Maria 18 Pittsburg, CA 94565 19 20 Dated: March 31, 2016 21 22 Susan Y. Soong Clerk, United States District Court 23 24 Karen Hom, Deputy Clerk to the 25 Honorable JOSEPH C. SPERO 26