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18 **UNITED STATES DISTRICT COURT**
 19 **NORTHERN DISTRICT OF CALIFORNIA**

21 FRANK LUCIDO, et al, on behalf of himself
 22 and all others similarly situated,

23 Plaintiffs,

24 v.

25 NESTLÉ PURINA PETCARE COMPANY, a
 Missouri corporation; and DOES 1 through 200,
 inclusive,

26 Defendants.

Case No. 4:15-cv-00569-EMC

**STIPULATION FOR DISMISSAL OF
 COUNTS 44 AND 45 ONLY BY
 PLAINTIFF LANCE CARLSON
 PURSUANT TO FED. R. CIV. P.
 41(a)(1)(A)(ii)**

1 TO THE COURT AND ALL PARTIES AND THEIR COUNSEL OF RECORD:

2 IT IS HEREBY STIPULATED by Plaintiff Lance Carlson and Defendant Nestlé Purina
3 PetCare Company (“Purina”), by and through their respective counsel, that this Court dismiss
4 Counts 44 and 45 of the Third Amended Complaint only asserted by Lance Carlson against
5 Purina, with prejudice, pursuant to 41(a)(1)(A)(ii).

6 Dated: August 9, 2016

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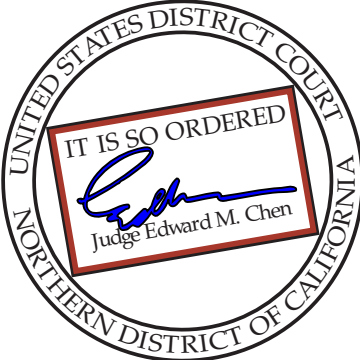
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THE RICHMAN LAW GROUP
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By /s/ Michael F. Ram
Michael F. Ram
Attorneys for Plaintiffs and Proposed Class

Dated: August 9, 2016

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By: /s/ Keri E. Borders
Keri E. Borders
Attorneys for Defendant Nestlé Purina Petcare Company

ATTESTATION

I, Keri E. Borders, hereby attest, pursuant to N.D. Cal. Local Rule 5-1(i)(3) that agreement to the filing of this document has been obtained from each signatory.

By: /s/ Keri E. Borders
Keri E. Borders
Attorneys for Defendant Nestlé Purina Petcare Company