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 7
 8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA
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11 DARIN HEATHERLY AND IRMA)
 RAMIREZ,)

CASE NO.: 3:15-cv-00851- MEJ

12 Plaintiffs,)

13 **STIPULATION OF DISMISSAL AND**
~~**[PROPOSED]**~~ **ORDER THEREON**

14 v.)

14 SEBT, LLC,)
 15 Defendants.)
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The Parties, by and through their respective counsel, stipulate to dismissal of this action in its entirety with prejudice pursuant to Fed.R.Civ.P.41(a)(2).

Therefore, IT IS HEREBY STIPULATED by and between parties to this action through their designated counsel that the above-captioned action become and hereby is dismissed with prejudice and each side is to bear its own costs and attorneys' fees.

The parties further consent to and request that the Court retain jurisdiction over enforcement of the Agreement. See Kokonen v. Guardian Life Ins. Co., 511 U.S. 375 (1994) (empowering the district courts to retain jurisdiction over enforcement of settlement agreements).

1 This stipulation may be executed in counterparts, all of which together shall constitute one
2 original document.

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4 Dated: November 5, 2015

THOMAS E. FRANKOVICH
A PROFESSIONAL LAW CORPORATION

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7 By: /s/ Thomas E. Frankovich
8 Thomas E. Frankovich
9 Attorney for Plaintiffs

10 Dated: November 5, 2015

ALLMAN & NIELSEN, P.C.

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12 By: /s/ Sara B. Allman
13 Sara B. Allman
14 Attorney for Defendants

15 **ORDER**

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17 IT IS HEREBY ORDERED that this matter is dismissed with prejudice pursuant to
18 Fed.R.Civ.P.41(a)(2) and each side is to bear its own costs and attorneys' fees. IT IS FURTHER
19 ORDERED that the Court shall retain jurisdiction for the purpose of enforcing the parties'
20 Settlement Agreement and General Release should such enforcement be necessary.

21
22 Dated: November 5, 2015

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24 _____
25 MARIA-ELENA JAMES
26 UNITED STATES MAGISTRATE JUDGE
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