

1 David M. Poore, SBN 19254  
 Scott A. Brown, SBN 177099  
 2 BROWN | POORE LLP  
 1350 Treat Blvd., Suite 420  
 3 Walnut Creek, California 94597  
 Telephone: (925) 943-1166  
 4 [dpoore@bplegalgroup.com](mailto:dpoore@bplegalgroup.com)

5 James Mills, SBN 203783  
 LAW OFFICE OF JAMES MILLS  
 6 1300 Clay Street, Suite 600  
 Oakland, California 94612  
 7 Telephone: (510) 521-8748  
 8 Facsimile: (510) 277-1413  
[james@jamesmillslaw.com](mailto:james@jamesmillslaw.com)

9 Attorneys for Plaintiff  
 10 JOHN GARVEY

11  
 12 **UNITED STATES DISTRICT COURT**  
 13 **NORTHERN DISTRICT OF CALIFORNIA**

14  
 15 JOHN GARVEY,

16  
 17 Plaintiff,

18 v.

19  
 20 SAN FRANCISCO 49ERS, LTD.; and DOES  
 21 1 through 10, inclusive,

22 Defendants.  
 23

**Case No. 3:15-CV-01367-RS (JCS)**

**STIPULATION AND ~~PROPOSED~~ ORDER  
 DISMISSING ENTIRE ACTION  
 [F.R.C.P. 41]**

Courtroom G, 15<sup>th</sup> Floor  
 Hon. Joseph C. Spero

24 IT IS HEREBY STIPULATED by and between Plaintiff JOHN GARVEY by and  
 25 through his attorney David M. Poore, and Defendants SAN FRANCISCO 49ERS, LTD. by and  
 26 through their attorney Sean Kundu, that the above-captioned action be dismissed with prejudice  
 27  
 28

1 in its entirety pursuant to Fed. R. Civ. P. 41(a). The parties are responsible for their own costs  
2 and attorney's fees.

3 IT IS SO STIPULATED.

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

Dated: August 9, 2016

BROWN | POORE LLP

By: /s/ David M. Poore  
David M. Poore  
Attorneys for Plaintiff  
JOHN GARVEY

Dated: August 9, 2016

By: /s/ Sean Kundu  
SEAN KUNDU, ESQ.  
LEGAL COUNSEL  
SAN FRANCISCO 49ERS, LTD.  
Attorneys for Defendant

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

**PROPOSED ORDER**

PURSUANT TO STIPULATION, IT IS HEREBY ORDERED, the above-captioned action is hereby dismissed in its entirety with prejudice, each party to bear their own costs and attorneys' fees.

IT IS SO ORDERED.

Dated: August 9, 2016

  
UNITED STATES MAGISTRATE JUDGE