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 8 **UNITED STATES DISTRICT COURT**
 9 **NORTHERN DISTRICT OF CALIFORNIA**

11 ALBERT DYTCH,
 12 Plaintiff,

13 vs.

14 THE GUZMAN CORPORATION dba LA
 15 PINATA #1, et al.,

16 Defendants.
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) No. 3:16-cv-05624-HSG

) **STIPULATION FOR DISMISSAL OF**
) **ACTION WITHOUT PREJUDICE;**
) **ORDER**

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 STIPULATION FOR DISMISSAL OF ACTION WITHOUT PREJUDICE; ~~PROPOSED~~ ORDER

1 IT IS HEREBY STIPULATED by and between Plaintiff Albert Dytch and Defendants
2 The Guzman Corporation dba La Pinata #1 and Alicia Guzman, Trustee of the Francisco Javier
3 and Alicia Guzman Revocable Living Trust, dated August 5, 2004, the parties to this action, by
4 and through their respective counsel, that pursuant to Federal Rule of Civil Procedure
5 41(a)(1)(A)(ii), the above-captioned action be dismissed **without prejudice**.

6 IT IS FURTHER STIPULATED between Plaintiff and Defendants that the Parties have
7 entered into a Stipulated Judgment, attached hereto as Exhibit "A," which provides for
8 judgment to be entered in Plaintiff's favor in the event that Defendants default on their
9 obligations under the Parties' settlement agreement. The Parties request that the Court retain
10 jurisdiction to enforce the terms of the Stipulated Judgment under the authority of Kokkonen v.
11 Guardian Life Ins. Co. of America, 511 U.S. 375, 381-82 (1994).

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13 Dated: February 27, 2017

MISSION LAW FIRM, A.P.C.

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15 /s/ Tanya E. Moore

Tanya E. Moore
Attorneys for Plaintiff,
Albert Dytch

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18 Dated: February 27, 2017

GHANTOUS LAW CORPORATION

19 /s/ Karyne T. Ghantous

Karyne T. Ghantous
Attorneys for Defendants,
The Guzman Corporation dba La Pinata #1 and
Alicia Guzman, Trustee of the Francisco Javier and
Alicia Guzman Revocable Living Trust, dated
20 August 5, 2004
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ORDER

The parties having so stipulated,

IT IS HEREBY ORDERED that this action be dismissed **without prejudice**. The Court will retain jurisdiction to enforce the terms of the Stipulated Judgment under the authority of Kokkonen v. Guardian Life Ins. Co. of America, 511 U.S. 375, 381-82 (1994).

IT IS SO ORDERED.

Dated: February 28, 2017


United States District Judge