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 6 Albert Dytch

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

11 ALBERT DYTCH,
 12 Plaintiff,
 13 vs.
 14 ANTONIO MAGANA dba FLACOS, et al.,
 15 Defendants.
 16

) No. 3:17-cv-00438-SI
)
) **STIPULATION FOR DISMISSAL OF**
) **ENTIRE ACTION WITH THE COURT’S**
) **RETENTION OF JURISDICTION TO**
) **RESOLVE PLAINTIFF’S CLAIM FOR**
) **ATTORNEYS’ FEES AND COSTS**
) **[PROPOSED] ORDER**

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STIPULATION FOR DISMISSAL OF ENTIRE ACTION; [PROPOSED] ORDER

1 **IT IS HEREBY STIPULATED** by and between Plaintiff, Albert Dytch (“Plaintiff”),
2 and Defendant, Maxaco, LLC (“Defendant,” and together with Plaintiff, “the Parties”), all
3 remaining parties to this action, by and through their respective counsel, that pursuant to
4 Federal Rule of Civil Procedure 41(a)(2), the above-captioned action be dismissed with
5 prejudice.

6 **IT IS FURTHER STIPULATED** by the Parties that the Court shall expressly retain
7 jurisdiction over this matter for the purpose of adjudicating any subsequent motion Plaintiff
8 may bring to recover his attorneys’ fees and costs (“Fees Motion”). Any Fees Motion shall be
9 filed within 45 days of the date the Court issues its Order on this stipulation.

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11 Dated: January 22, 2019

MOORE LAW FIRM, P.C.

12
13 /s/ Tanya E. Moore

14 Tanya E. Moore
15 Attorney for Plaintiff,
Albert Dytch

16 Dated: January 22, 2019

17 /s/ Peter A. Magganas

18 Peter A. Magganas
19 Attorney for Defendant,
20 Maxaco, LLC

21 **ATTESTATION**

22 Concurrence in the filing of this document has been obtained from each of the individual(s)
23 whose electronic signature is attributed above.

24 /s/ Tanya E. Moore

25 Tanya E. Moore
26 Attorney for Plaintiff,
27 Albert Dytch
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ORDER

The Parties having so stipulated and good cause appearing,

IT IS HEREBY ORDERED as follows:

1. The Court retainA jurisdiction over this matter for the purpose of adjudicating any motion brought by Plaintiff to recover his attorneys' fees and costs ("Fees Motion").
2. Plaintiff shall file any Fees Motion within 45 days of the date of this Order.
3. Except as provided for in paragraph 1, the action is dismissed with prejudice.

IT IS SO ORDERED.



Dated: 1/28/19

SUSAN ILLSTON
United States District Judge