

1 SMITH PATTEN
 2 DOW W. PATTEN, ESQ. (SBN: 135931)
 3 888 S. Figueroa St., Suite 2030
 4 Los Angeles, California 90017
 5 Telephone (213) 488-1300; (415) 402-0084
 6 Facsimile (415) 520-0104
 7 dow@smithpatten.com

8 Attorney for Plaintiff
 9 GWENDYLON DAVIS

10 **UNITED STATES DISTRICT COURT**
 11 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

12	GWENDYLON DAVIS as personal)	Case No. 17-cv-01920-JST
13	representative of Deceased Plaintiff)	
14	LINDSEY L. AUSTIN,)	REQUEST FOR DISMISSAL WITH
15)	PREJUDICE PURSUANT TO
16	Plaintiff,)	SETTLEMENT AGREEMENT AND
17)	PROPOSED ORDER THEREON
18	v.)	Complaint filed: April 6, 2017
19)	
20)	
21	KIEWIT INFRASTRUCTURE WEST CO.,)	
22	et al.,)	
23)	
24	Defendants.)	

25 _____
 26 Plaintiff GWENDYLON DAVIS, as personal representative of Deceased Plaintiff
 27 LINDSEY AUSTIN, pursuant to Fed. R. Civ. P. 41(a)(2) hereby requests, pursuant to the
 28 settlement agreement between the parties that the Court dismiss with prejudice the operative
 complaint in this matter WITH PREJUDICE, all parties to bear their own fees and costs.

Respectfully submitted this 4th day of October, 2018

SMITH PATTEN

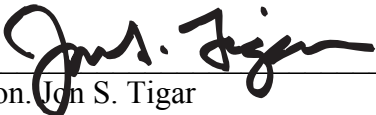
/s/ Dow W. Patten
 Attorney for Gwendylon
 Davis

~~PROPOSED~~ ORDER OF DISMISSAL

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The Court, having reviewed the foregoing Request for Dismissal With Prejudice, hereby ORDERS this matter DISMISSED WITH PREJUDICE, each party to bear their own fees and costs.

SO ORDERED, this 24 day of October, 2018



Hon. John S. Tigar
United States District Judge