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

OPERATING ENGINEERS LOCAL  
UNION NO. 3, INTERNATIONAL  
UNION OF OPERATING  
ENGINEERS, AFL-CIO, an  
unincorporated association,

Plaintiff,

v.

SECURITY PAVING COMPANY,  
INC.,

Defendant.

Case No.: 3:17-cv-02492-JST

**[PROPOSED] ORDER REGARDING  
JOINT STIPULATION OF  
DISMISSAL [FED. R. CIV. PRO.  
41(A)]**

Judge: Hon. Jon S. Tigar

**Case Management Conference Hearing  
Date:**

**Date: January 3, 2017** 2018  
**Crtrm: 10** 9

Plaintiff Operating Engineers Local Union No. 3, International Union of  
Operating Engineers, AFL-CIO and Defendant Security Paving Company, Inc.  
(collectively the "Parties") filed their Joint Stipulation of Dismissal of the action  
pursuant to FED. R. CIV. PROC. 41(A) (the "Stipulation").


1 The Court finds good cause for granting the Parties' Stipulation. It is hereby  
2 ordered that:

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- 4 (1) Plaintiff's Complaint shall be dismissed with prejudice in its entirety;
- 5 (2) Defendant's Counter-Petition shall be dismissed with prejudice in its  
6 entirety;
- 7 (3) The Parties shall bear their own attorneys' fees and costs of suit herein.
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9 IT IS SO ORDERED.

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11 DATED: December 15, 2017

  
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Hon. Jon S. Tigar  
United States District Judge

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