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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JOHN WOOLERY,
Plaintiff,
v.
SCOTT SMITH, et al.,
Defendants.

Case No.17-cv-06786-SK

**ORDER OF CONDITIONAL
DISMISSAL**

Re: Dkt. No. 121

The parties hereto, by their counsel, having advised the Court that they have agreed to a settlement of this case,

IT IS HEREBY ORDERED that this case be dismissed without prejudice; provided, however, that if any party hereto shall certify to this Court, within **ninety** days, with proof of service of a copy thereon on opposing counsel, that the agreed consideration for said settlement has not been delivered over, the foregoing Order shall stand vacated and this case shall forthwith be restored to the calendar to be set for trial.

Dated: August 27, 2018



SALLIE KIM
United States Magistrate Judge