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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

7 THERESA BROOKE,
8 Plaintiff,

9 v.

10 BALAJI ALAMEDA LLC,
11 Defendant.

Case No. 20-cv-02736-SK

CONDITIONAL DISMISSAL

Regarding Docket No. 26

Plaintiff advises the Court that the parties have reached a settlement of this case and that Plaintiff expects to file a dismissal with prejudice within thirty days. (Dkt. 26.) Therefore, **IT IS HEREBY ORDERED** that this cause of action is dismissed **without** prejudice; provided, however that if any party hereto shall certify to this Court, within thirty days, with proof of service thereof, that the agreed consideration for said settlement has not been delivered over, the foregoing order shall stand vacated and this cause shall forthwith be restored to the calendar to be set for trial. If no certification is filed, after passage of thirty days, the dismissal shall be **with** prejudice.

IT IS SO ORDERED.

Dated: September 15, 2020



SALLIE KIM
United States Magistrate Judge