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12 Attorneys for Petitioners
13 DREYER'S GRAND ICE CREAM, INC. and
EDY'S GRAND ICE CREAM
14

15 **UNITED STATES DISTRICT COURT**

16 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

17 **(OAKLAND DIVISION)**
18

19 **DREYER'S GRAND ICE CREAM, INC., a**
Delaware corporation, and EDY'S GRAND ICE
20 **CREAM, a California corporation,**

21 **Petitioners,**

22 **v.**

23 **ICE CREAM DISTRIBUTORS OF**
EVANSVILLE, an Indiana limited liability
24 **company,**

25 **Respondent.**
26
27
28

Case No. C07-00140 CW

**STIPULATION FOR DISMISSAL
WITHOUT PREJUDICE**

Judge: The Honorable Claudia Wilken

Petition Filed: January 9, 2007

1 IT IS HEREBY STIPULATED by Petitioners Dreyer's Grand Ice Cream, Inc. and Edy's Grand
2 Ice Cream (collectively "Dreyer's"), and Respondent Ice Cream Distributors Of Evansville ("ICD") that
3 this action be and hereby is dismissed without prejudice pursuant to Fed. R. Civ. P. 41(a)(1). Each party
4 is to bear its own costs, expenses and attorneys fees.

5 IT IS SO STIPULATED.

6 DATED: April 10, 2009

TOWNSEND AND TOWNSEND AND CREW LLP

7
8 By: _____

9 IRIS SOCKEL MITRAKOS
10 Attorneys for Petitioners
11 DREYER'S GRAND ICE CREAM, INC. and
12 EDY'S GRAND ICE CREAM

13 DATED: April 10, 2009

ICE CREAM DISTRIBUTORS OF EVANSVILLE

14 By: _____

15 DAVID GARRETT
16 President
17 ICE CREAM DISTRIBUTORS OF EVANSVILLE

18 **ORDER**

19 PURSUANT TO STIPULATION, IT IS SO ORDERED.

20 4/10

21 DATED: _____, 2009



22
23 _____
24 UNITED STATES DISTRICT COURT JUDGE

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26 61834605 v1
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