

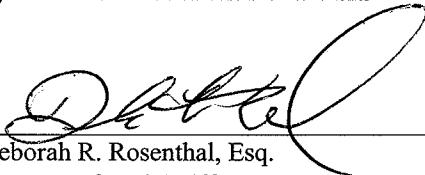


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IT IS FURTHER STIPULATED that each party shall bear its own fees and costs.  
SO STIPULATED by below-signing counsel, on behalf of the parties:

Dated: February 13, 2007

PAUL, HANLEY & HARLEY LLP

By:   
Deborah R. Rosenthal, Esq.  
Attorneys for Plaintiffs

Dated: February 13, 2007

BASSI, MARTINI, EDLIN & BLUM, LLP

By \_\_\_\_\_  
Robert Kraft, Esq.  
Attorneys for HOPEMAN BROTHERS, INC.

\* \* \*

**ORDER**

Counsel for plaintiffs and for defendant HOPEMAN BROTHERS, INC., the sole party who removed this case from the Superior Court of the State of California to the U.S. District Court, having stipulated that this case be remanded to state court,

PURSUANT TO STIPULATION, IT IS SO ORDERED that the above-captioned case is REMANDED to the Superior Court of California, County of Alameda.

Dated: \_\_\_\_\_

\_\_\_\_\_  
Honorable Wayne D. Brazil



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**PROOF OF SERVICE**

STATE OF CALIFORNIA - COUNTY OF ALAMEDA

I am employed in the County of Alameda, State of California, I am over the age of 18 years and not a party to the within action. My business address is 1608 Fourth Street, Suite 300, Berkeley, CA 94710.

On February 13, 2007, I served the foregoing:

- 1. **STIPULATION TO REMAND ACTION TO SUPERIOR COURT OF CALIFORNIA; [PROPOSED] ORDER**
- 2. **STIPULATION TO WITHDRAW NOTICE OF REMOVAL; [PROPOSED] ORDER**


and a copy of this declaration to the interested parties herein as follows:

- By personal delivery of a true copy thereof to:
- By transmittal from a facsimile machine whose telephone number is (510) 559 9970:
- By placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid in the United States mail at Berkeley, California, addressed as follows:

**DEFENDANT HOPEMAN BROTHERS**  
 Bassi, Martini, Edlin & Blum  
 351 California Street, Suite 200  
 San Francisco, CA 94104

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed in Berkeley, California.

DATE: February 13, 2007




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Enedra L. Harden

Gene Murray, et al v. A.W. Chesterton Company, et al  
Northern District Case No. C 07 0843 WDB