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6 Attorneys for Plaintiffs Laborers Trust Funds

7 UNITED STATES DISTRICT COURT
 8 NORTHERN DISTRICT OF CALIFORNIA
 9 OAKLAND DIVISION

11 BOARD OF TRUSTEES OF THE
 LABORERS HEALTH AND WELFARE
 12 TRUST FUND FOR NORTHERN
 CALIFORNIA; BOARD OF TRUSTEES OF
 13 THE LABORERS VACATION-HOLIDAY
 TRUST FUND FOR NORTHERN
 14 CALIFORNIA; BOARD OF TRUSTEES OF
 THE LABORERS PENSION TRUST FUND
 15 FOR NORTHERN CALIFORNIA; and
 BOARD OF TRUSTEES OF THE
 16 LABORERS TRAINING AND RETRAINING
 TRUST FUND FOR NORTHERN
 17 CALIFORNIA,

Case No.: C 07 4380 WDB

**STIPULATION TO DISMISS CASE
WITHOUT PREJUDICE; ORDER
THEREON;**

18 Plaintiffs,

19 vs.

20 Luis Cabeceira doing business as Cabeceira
 Construction

21 Defendants.

22 **STIPULATION**

23
 24 IT IS HEREBY STIPULATED by and between Plaintiffs Laborers Health and Welfare
 25 Trust Fund for Northern California, Laborers Vacation-Holiday Trust Fund for Northern
 26 California, Laborers Pension Trust Fund for Northern California, and Laborers Training and
 27 Retraining Trust Fund for Northern California, on the one hand, and Defendant Luis Cabeceira
 28 doing business as Cabeceira Construction, on the other hand, that the parties have resolved

1 underlying matter, and that the parties request that this Court dismiss the action, in its entirety,
2 without prejudice.

3 DATED: July 2, 2009

4 BULLIVANT HOUSER BAILEY PC

5
6 By [Signature]
7 Ronald L. Richman
8 Susan J. Olson
9 Kevin K. Ho

Attorneys for Plaintiffs Laborers Trust Funds

10 DATED: July 2, 2009

11 HUBBARD & EBERT LLP

12
13 By [Signature]
14 Julian J. Hubbard

15 Attorneys for Defendant Luis Cabeceira dba
16 Cabeceira Construction

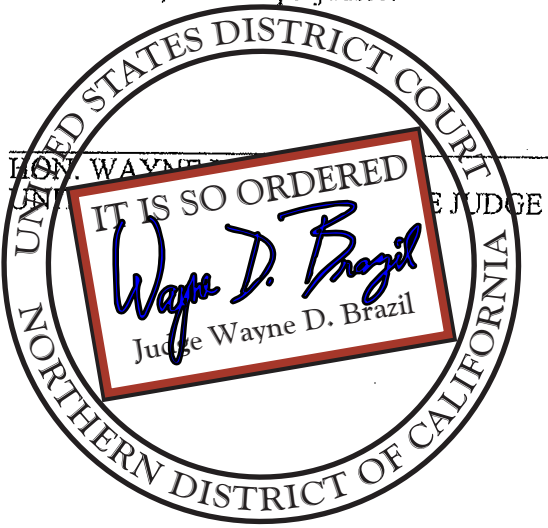
17 **ORDER**

18 The parties having submitted this Stipulation To Dismiss Case Without Prejudice and
19 good cause appearing:

20 IT IS HEREBY ORDERED that this case is dismissed, without prejudice.

21 DATED: July 2, 2009

22 By [Signature]



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