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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

GREGORY HALL, FAUSTO AGUILAR, )  
GONZALO AGUILAR, CHARLES ) Case No. 08-CV-3447 CW  
CHILTON, DOUGLAS GIVENS, ROBERT )  
IVY, QUINCY MOUTON, RICHARD )  
RANKIN, HECTOR RODRIGUEZ, LLOYD )  
THIBEAUX, ARNULFO CARRANZA- )  
RIVAS, TERRY MACKEY, )

Plaintiffs,

**JOINT STIPULATION OF DISMISSAL**

vs.

APARTMENT INVESTMENT AND )  
MANAGEMENT COMPANY, AIMCO )  
CAPITAL, INC., FORTNEY & )  
WEYGANDT, INC., IMR CONTRACTOR )  
CORPORATION, BAY BUILDING )  
SERVICES, BAY AREA CONSTRUCTION )  
FRAMERS, INC., ALL HALLOWS )  
PRESERVATION, L.P., BAYVIEW )  
PRESERVATION, L.P., LA SALLE )  
PRESERVATION, L.P., SHOREVIEW )  
PRESERVATION, L.P. and DOES 1-50, )

Defendants.

COMES NOW Plaintiff RANDY KEYS and Defendants, Apartment Investment and Management Company, AIMCO Capital Inc., Fortney & Weygandt, Inc., IMR Contractor Corporation, Bay Area Construction Framers, Inc., All Hallows Preservation, L.P., Bayview Preservation, L.P., La Salle Preservation, L.P., and Shoreview Preservation, L.P., and pursuant to Rule 41(a)(1)(ii) of the Federal Rules of Civil Procedure, jointly stipulate to dismiss the claims in this action of the above-referenced plaintiff with prejudice. In support of their Joint Stipulation of

1 Dismissal, the Parties show as follows:

2 1. Plaintiff is RANDY KEYS. Defendants are Apartment Investment and Management  
3 Company, AIMCO Capital Inc., Fortney & Weygandt, Inc., IMR Contractor Corporation, Bay Area  
4 Construction Framers, Inc., All Hallows Preservation, L.P., Bayview Preservation, L.P., La Salle  
5 Preservation, L.P., and Shoreview Preservation, L.P.

6  
7 2. Plaintiff filed a Complaint initiating this action on December 14, 2007. After  
8 amendments the current complaint in this action is the Fourth Amended Complaint filed on May 11,  
9 2009.

10 3. Plaintiff RANDY KEYS desires to dismiss his causes of action with prejudice as to all  
11 of his respective claims against Defendants Apartment Investment and Management Company,  
12 AIMCO Capital Inc., Fortney & Weygandt Inc., IMR Contractor Corporation, Bay Area Construction  
13 Framers, Inc., All Hallows Preservation, L.P., Bayview Preservation, L.P., La Salle Preservation, L.P.,  
14 and Shoreview Preservation, L.P.

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16 5. Defendants have all answered the Fourth Amended Complaint.

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18 6. This case is not a class action.

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20 7. This dismissal is with prejudice to re-filing.

21 8. The following plaintiffs remain in this action: Gregory Hall, Fausto Aguilar, Gonzalo  
22 Aguilar, Charles Chilton, Douglas Givens, Robert Ivy, Quincy Mouton, Richard Rankin, Hector  
23 Rodriguez, Lloyd Thibeaux, Arnulfo Carranza-Rivas and Terry Mackey.

24 9. Plaintiffs Gregory Hall, Charles Chilton, Douglas Givens, Quincy Mouton and Richard  
25 Rankin maintain all of their causes of actions against all Defendants.

26 10. Plaintiffs Fausto Aguilar, Gonzalo Aguilar, Terry Mackey, Hector Rodriguez and  
27

1 Arnulfo Carranza-Rivas maintain all of their claims against Defendants IMR Contractor Corporation  
2 and Bay Building Services;

3 11. Plaintiffs Robert Ivy and Lloyd Thibeaux maintain all of their claims against Defendant  
4 Bay Area Construction Framers, Inc.

5 WHEREFORE, pursuant to Rule 41(a)(1)(ii) of the Federal Rules of Civil Procedure, the  
6 Parties stipulate and request that the claims of RANDY KEYS be dismissed with prejudice as to all of  
7 his respective claims against Defendants Apartment Investment and Management Company, AIMCO  
8 Capital Inc., Fortney & Weygandt Inc., IMR Contractor Corporation, Bay Area Construction Framers,  
9 Inc., All Hallows Preservation, L.P., Bayview Preservation, L.P., La Salle Preservation, L.P., and  
10 Shoreview Preservation, L.P.  
11

12  
13 Jointly stipulated this 22<sup>nd</sup> day of February, 2011.  
14

15 Counsel for Plaintiffs:

16  
17 \_\_\_\_\_  
18 Robert Salinas  
19 SUNDEEN SALINAS & PYLE

Counsel for Apartment Investment and  
Management Company, AIMCO Capital, Inc., All  
Hallows Preservation, L.P., Bayview  
Preservation, L.P., La Salle Preservation, L.P.,  
and Shoreview Preservation, L.P.:

20 \_\_\_\_\_  
21 Jeffrey T. Johnson  
22 HOLLAND & HART, LLP

23 Counsel For IMR Contractor Corporation:

24  
25 \_\_\_\_\_  
26 Paul V. Simpson  
27 SIMPSON, GARRITY, INNES and JACUZZI

Counsel for Fortney & Weygandt, Inc.:

28 \_\_\_\_\_  
Michael L. Fortney  
FORTNEY & KLINGSHIRN

1 Annulfo Carranza-Rivas maintain all of their claims against Defendants IMR Contractor Corporation  
2 and Bay Building Services;

3 11. Plaintiffs Robert Ivy and Lloyd Thibeaux maintain all of their claims against Defendant  
4 Bay Area Construction Framers, Inc.


5 WHEREFORE, pursuant to Rule 41(a)(1)(ii) of the Federal Rules of Civil Procedure, the  
6 Parties stipulate and request that the claims of RANDY KEYS be dismissed with prejudice as to all of  
7 his respective claims against Defendants Apartment Investment and Management Company, AIMCO  
8 Capital Inc., Fortney & Weygandt Inc., IMR Contractor Corporation, Bay Area Construction Framers,  
9 Inc., All Hallows Preservation, L.P., Bayview Preservation, L.P., La Salle Preservation, L.P., and  
10 Shoreview Preservation, L.P.  
11  
12

13 Jointly stipulated this 22<sup>nd</sup> day of February, 2011.  
14

15 Counsel for Plaintiffs:

16   
17 Robert Salinas  
18 SUNDEEN SALINAS & PYLE

Counsel for Apartment Investment and  
Management Company, AIMCO Capital, Inc., All  
Hallows Preservation, L.P., Bayview  
Preservation, L.P., La Salle Preservation, L.P.,  
and Shoreview Preservation, L.P.:

19   
20 Jeffrey T. Johnson  
21 HOLLAND & HART, LLP

22 Counsel For IMR Contractor Corporation:

23  
24  
25 Paul V. Simpson  
26 SIMPSON, GARRITY, INNES and JACUZZI

Counsel for Fortney & Weygandt, Inc.:

27   
28 Michael L. Fortney  
FORTNEY & KLINGSHIRN

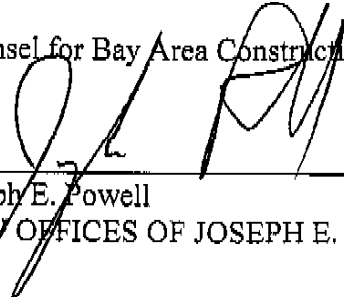
Joint Stipulation for Dismissal

HALL v. AIMCO INC., Case No. 08-CV-3447 CW

Page 3

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Counsel for Bay Area Construction Framers, Inc.:



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Joseph E. Powell  
LAW OFFICES OF JOSEPH E. POWELL

ORDER OF THE COURT

1  
2 IT IS HEREBY ORDERED that, as to the complaint of Plaintiff RANDY KEYS all causes of  
3 action against Defendants Apartment Investment and Management Company, AIMCO Capital Inc.,  
4 Fortney & Weygandt, Inc., All Hallows Preservation, L.P., Bayview Preservation, L.P., La Salle  
5 Preservation, L.P., and Shoreview Preservation, L.P., are HEREBY DISMISSED WITH PREJUDICE.  
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7 **March 7, 2011**

8 Dated: February \_\_\_\_\_, 2011

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11 HONORABLE CLAUDIA WILKEN  
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