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12 Attorneys for Defendant
13 Berkeley Farms

14 UNITED STATES DISTRICT COURT
15 NORTHERN DISTRICT OF CALIFORNIA

16 JOSE GARCIA,)
17)
18 Plaintiff,)
19 VS.)
20 BERKELEY FARMS, A CALIFORNIA)
21 CORPORATION, LOCAL 853)
22 OF THE INTERNATIONAL)
23 BROTHERHOOD OF TEAMSTERS)
24 AN UNINCORPORATED ASSOCIATION,)
25 Defendants.)

Case No. C08-03799 CW

ORDER GRANTING
STIPULATION FOR DISMISSAL
WITH PREJUDICE PURSUANT
TO FRCP 41(A)(1)

26 IT IS HEREBY STIPULATED by the parties to this action, through their designated
27 counsel, that the above-captioned action be dismissed in its entirety with prejudice pursuant to FRCP
28 41 (a)(1), each party to bear its own fees and costs. This stipulation and order and the dismissal with

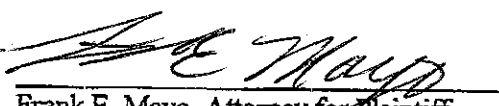
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1 prejudice shall not constitute or be deemed an admission of any kind of either party regarding the
2 merits of this action

3 Dated: February 5, 2009

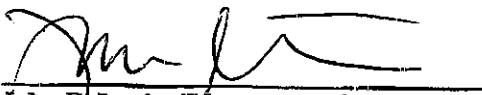
FRANK E. MAYO
ATTORNEY AT LAW

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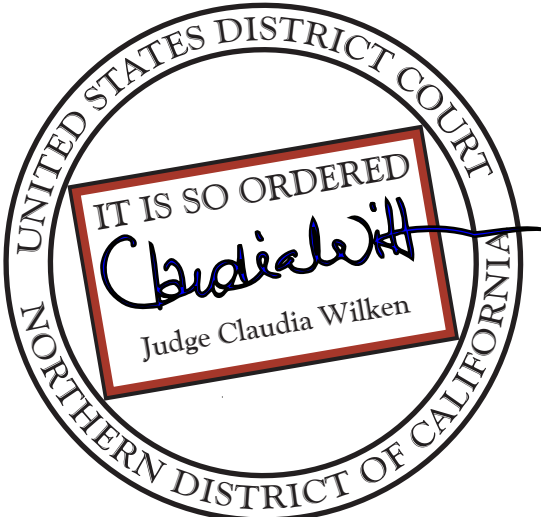
6 Frank E. Mayo, Attorney for Plaintiff
7 Jose Garcia

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9 Dated: February 5, 2009

FISHER & PHILLIPS LLP

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12 John E. Lattin, IV, Attorney for
13 Defendant Berkeley Farms, LLC



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