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5 Attorneys for Plaintiffs PATRICK CONNALLY
 and DISABILITY RIGHTS ENFORCEMENT,
 6 EDUCATION SERVICES

7 UNITED STATES DISTRICT COURT
 8 NORTHERN DISTRICT OF CALIFORNIA
 9

10 PATRICK CONNALLY, an individual; and)
 DISABILITY RIGHTS ENFORCEMENT,)
 11 EDUCATION SERVICES; HELPING)
 YOU HELP OTHERS, a California public)
 12 benefit corporation,

CASE NO. CV-08-04209-WDB LB
 STIPULATION OF DISMISSAL AND
 [PROPOSED] ORDER THEREON

13 Plaintiffs,

14 v.

15 GIORGIO'S PIZZA, INC., a California
 corporation; and MAR LIVING TRUST,

16 Defendants,
 17

18
 19 The parties, by and through their respective counsel, stipulate to dismissal of this action in its
 20 entirety with prejudice pursuant to Fed.R.Civ.P.41(a)(1). Outside of the terms of the Settlement
 21 Agreement and General Release ("Agreement") herein, each party is to bear its own costs and
 22 attorneys' fees. The parties further consent to and request that the Court retain jurisdiction over
 23 enforcement of the Agreement. *See Kokonen v. Guardian Life Ins. Co., 511 U.S. 375 (1994)*
 24 (empowering the district courts to retain jurisdiction over enforcement of settlement agreements).
 25

26 Therefore, IT IS HEREBY STIPULATED by and between parties to this action through
 their designated counsel that the above-captioned action be and hereby is dismissed with prejudice
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STIPULATION OF DISMISSAL AND [PROPOSED] ORDER THEREON

1 pursuant to Federal Rules of Civil Procedure section 41(a)(1).

2 This stipulation may be executed in counterparts, all of which together shall constitute one
3 original document.

4
5 Dated: April 2, 2010

THOMAS E. FRANKOVICH,
A PROFESSIONAL LAW CORPORATION

6
7 By: /s/
8 Thomas E. Frankovich
9 Attorneys for Plaintiffs PATRICK CONNALLY and
10 DISABILITY RIGHTS ENFORCEMENT,
11 EDUCATION SERVICES

12 Dated: May 17, 2010

13 JOHN HUSTER, ESQ.
14 THE HUSTER LAW GROUP

15 By: [Signature]
16 John Huster
17 Attorney for Defendant GIORGIO'S PIZZA INC., a
18 California corporation; and MARS LIVING TRUST.

19
20 **ORDER**

21 IT IS HEREBY ORDERED that this matter is dismissed with prejudice pursuant to
22 Fed.R.Civ.P.41(a)(1). IT IS FURTHER ORDERED that the Court shall retain jurisdiction for the
23 purpose of enforcing the parties' Settlement Agreement and General Release should such
24 enforcement be necessary.

25 DATED: June 30 _____, 2010

26 [Signature]
27 Honorable Magistrate Judge Laura D. Beeler
28 United States District Judge

STIPULATION OF DISMISSAL AND ~~[PROPOSED]~~ ORDER THEREON