

1 THOMAS E. FRANKOVICH (State Bar No. 074414)
 THOMAS E. FRANKOVICH,
 2 A Professional Law Corporation
 4328 Redwood Hwy., Suite 300
 3 San Rafael, CA 94903
 Telephone: 415/674-8600
 4 Facsimile: 415/674-9900

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

7 UNITED STATES DISTRICT COURT
 8 NORTHERN DISTRICT OF CALIFORNIA
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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-08-04857-WDB

STIPULATION OF DISMISSAL AND
 [PROPOSED] ORDER THEREON

13 Plaintiffs,

14 v.

15 CAFE FRANCISCO: HAROLD PARKER
 PROPERTIES LP, a California limited
 16 partnership; JULIE D. RAY and ZIAD
 ABUDIAB, individuals dba CAFE
 17 FRANCISCO
 Defendants,
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 20 The parties, by and through their respective counsel, stipulate to dismissal of this action in its
 21 entirety with prejudice pursuant to Fed.R.Civ.P.41(a)(1). Outside of the terms of the Settlement
 22 Agreement and General Release ("Agreement") herein, each party is to bear its own costs and
 23 attorneys' fees. The parties further consent to and request that the Court retain jurisdiction over
 24 enforcement of the Agreement. See Kokonen v. Guardian Life Ins. Co., 511 U.S. 375 (1994)
 25 (empowering the district courts to retain jurisdiction over enforcement of settlement agreements).

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STIPULATION OF DISMISSAL AND [PROPOSED] ORDER THEREON

1 Therefore, IT IS HEREBY STIPULATED by and between parties to this action through
2 their designated counsel that the above-captioned action be and hereby is dismissed with prejudice
3 pursuant to Federal Rules of Civil Procedure section 41(a)(1).

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

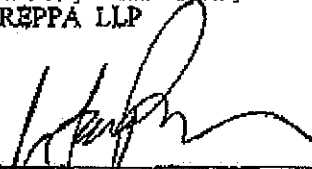
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7 Dated: November 30, 2009

THOMAS E. FRANKOVICH,
A PROFESSIONAL LAW CORPORATION

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9
10 By: TSI
Thomas E. Frankovich
11 Attorneys for Plaintiffs PATRICK CONNALLY and
12 DISABILITY RIGHTS ENFORCEMENT,
EDUCATION SERVICES

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14
15
16 Dated: November 30, 2009

BLEDSON, CATHCART, DIESTEL, PEDERSEN
& TREPPA LLP

17
18
19 By: 
20 L. Jay Pedersen
21 Attorneys for Defendant JULIE D. RAY and
ZIAD ABUDIAB

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1 Dated: November 30, 2009

Haight Brown & Bonesteel LLP


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By: Nairi Chakalian
Nairi Chakalian
Attorneys for Defendant HAROLD PARKER
PROPERTIES LP

ORDER

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

DATED: 12/11, 2009


Honorable ~~Wayne D. Brazil~~ Timothy J. Conner
United States District Judge
Magistrate Judge