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5 CRAIG YATES and DISABILITY RIGHTS  
 ENFORCEMENT, EDUCATION,  
 6 SERVICES: HELPING YOU  
 HELP OTHERS

7  
 8 UNITED STATES DISTRICT COURT  
 9 NORTHERN DISTRICT OF CALIFORNIA

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

**CASE NO. CV-08-4983-PJH**

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

13 Plaintiffs, )  
 14 )

15 v. )

16 ARTHUR C. S. HSU, and GLENDY M. H. )  
 HSU TRUSTEES UDT; and RAYMOND )  
 17 HSU, an individual, )

18 Defendants. )  
 19 )

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 21 The parties, by and through their respective counsel, stipulate to dismissal of this action in  
 22 its entirety with prejudice pursuant to Fed.R.Civ.P.41(a)(1). Outside of the terms of the  
 23 Settlement Agreement and General Release (“Agreement”) herein, each party is to bear its own  
 24 costs and attorneys’ fees. The parties further consent to and request that the Court retain  
 25 jurisdiction over enforcement of the Agreement. *See Kokonen v. Guardian Life Ins. Co.*, 511 U.S.  
 26 375 (1994) (empowering the district courts to retain jurisdiction over enforcement of settlement  
 27 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.

6  
7 Dated: December 16, 2009

THOMAS E. FRANKOVICH  
*A PROFESSIONAL LAW CORPORATION*

8  
9 By: \_\_\_\_\_/s/\_\_\_\_\_  
10           Thomas E. Frankovich  
11           Attorney for CRAIG YATES and  
12           DISABILITY RIGHTS ENFORCEMENT,  
13           EDUCATION SERVICES:HELPING YOU HELP  
14           OTHERS

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1 Dated: December 9, 2009

RANDALL P. CHOY  
HEDANI, CHOY, SPALDING & SALVAGIONE

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By: \_\_\_\_\_/s/\_\_\_\_\_  
Randall P. Choy

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Attorneys for ARTHUR C. S. HSU, and GLENDY  
M. H. HSU TRUSTEES UDT; and RAYMOND  
HSU, an individual

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**ORDER**

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

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Dated: December 16, 2009

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