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 SECCION AMARILLA USA, CORY SUAZO,
 18 AND RAFAEL BERRIOS

19 **UNITED STATES DISTRICT COURT**
 20 **NORTHERN DISTRICT**
 21 **OAKLAND DIVISION**

21 MOMENTO, INC.,
 22 *Plaintiff and*
Counterclaim-Defendant,
 23 v.
 24 SECCION AMARILLA USA, CORY SUAZO,
 RAFAEL BERRIOS, and DOES 1-50,
 25 *Defendants and*
Counterclaim-Plaintiff,
 26 v.
 27 HAMID PARVIN,
 28 *Third Party Defendant.*

Case No. 09-CV-1223 SBA

**STIPULATION AND ~~PROPOSED~~
 ORDER OF DISMISSAL**

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STIPULATION AND [PROPOSED] ORDER OF DISMISSAL

Defendants, Counterclaim Plaintiff, and Third Party Plaintiff Seccion Amarilla USA ("SAUSA"), Cory Suazo and Rafael Berrios; Plaintiff and Counterclaim Defendant Momento, Inc.; and Third-Party Defendant Hamid Parvin, by and through their counsel, hereby stipulate and agree, pursuant to Rule 41(a) of the Federal Rules of Civil Procedure, that all claims in the above-entitled action be dismissed with prejudice. Each party shall bear its own attorneys' fees and costs.

Dated: November 23, 2009

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s/ Richard M. Assmus
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Dated: November 23, 2009

[Signature]
s/ [Signature]
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Filer's Attestation: Pursuant to General Order No. 45, Section X(B), the filer hereby attests that the signatories' concurrence in the filing of this document has been obtained.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: NOVEMBER 30, 2009

Sandra B. Armstrong
Sandra B. Armstrong
The Honorable Sandra B. Armstrong
United States District Court Judge