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6 Attorneys for Plaintiff Golden Gate Way, LLC
 and Cross-Defendants William Peacock and
 7 Yolanda Peacock

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 9 **UNITED STATES DISTRICT COURT**
 10 **NORTHERN DISTRICT OF CALIFORNIA, OAKLAND DIVISION**

11 GOLDEN GATE WAY, LLC, a California
 12 Limited Liability Company,

13 Plaintiff,

14 v.

15 JEANNE STEWART, JEANNE'S HAMLIN
 CLEANERS, JEANNE STEWART dba
 16 HAMLIN CLEANERS, TOMMY LEE
 STEWART, LEONARD A. GROSS,
 17 LEONARD A. GROSS PROFESSIONAL
 CORPORATION, MARTINO FAMILY
 18 TRUST, PAULINE F. KIDWELL AND
 GERALD MARTINO, TRUSTEES,
 19 ESTATE OF RONALD MONROE,
 DECEASED, ESTATE OF MATTHEW
 20 MONROE, DECEASED and DOES 1-10,
 inclusive,

21 Defendants.

CASE NO. 09-CV-04458 DMR

Assigned for All Purposes to Magistrate Judge
 Honorable Donna M. Ryu, Ctrm 4, 3rd Fl.

**STIPULATION AND (PROPOSED)
 ORDER DISMISSING MARTINO
 DEFENDANTS** AS MODIFIED

23 AND RELATED CROSS-CLAIMS AND
 24 COUNTER-CLAIMS

25
 26 In light of submission by Defendants Pauline Kidwell and Gerald Martino, Trustees
 27 for the Martino Family Trust's ("Martino Defendants") Motion for Summary Judgment,
 28 particularly their allegation and submitted supporting affidavits, declarations, and

1 DATED: January 5, 2012

OPPER & VARCO LLP

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By //s//Linda C. Beresford
LINDA C. BERESFORD
SUZANNE R. VARCO
Attorneys for Cross-Defendant
Scott Monroe

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6 DATED: January 5, 2012

THE FELDMAN LAW GROUP

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8

By: //s// Aaron Feldman
AARON FELDMAN
Attorneys for Cross-Defendant
Joy Lou Monroe

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10 Dated: January 5, 2012

ARMSTRONG & ASSOCIATES

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12

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By: /S/ Amber Craig
WILLIAM H. ARMSTRONG
AMBER R. CRAIG
Attorneys for Defendants
Martino Family Trust

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16 Dated: January 5, 2012

By: /S/ Leonard A. Gross
LEONARD A. GROSS
Attorneys for Defendant Leonard A.
Gross Professional Corporation

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20 Defendants Gerald Martino and Pauline Kidwell's Motion for Summary
21 Judgment (Docket No. 235) is DENIED as moot.

22 PURSUANT TO STIPULATION, IT IS SO ORDERED.

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24 DATED this 10th day of January, 2012

25 Honorable Donna M. Ryu
26 Magistrate Judge of the U.S. District
27 Court for the Northern District of
28 California
Judge Donna M. Ryu

