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 6 **IN SUK KIM**

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18 **ATTORNEYS FOR DEFENDANT**

19 **UNITED STATES DISTRICT COURT**
 20 **NORTHERN DISTRICT OF CALIFORNIA**

21 **IN SUK KIM,**
 22 **Plaintiff,**
 23 **v.**

24 **THOMAS J. VILSACK, SECRETARY OF**
 25 **AGRICULTURE, KENNETH DOBSON,**
 26 **WESTERN LABORATORY DIRECTOR,**
 27 **UNITED STATES DEPARTMENT OF**
 28 **AGRICULTURE,**
 Defendants.

) **Case No.: C10-2101 CW[ECF]**
)
) Case filed: 05/17/10
) Case reassigned: 07/20/10
) Trial date: TBA

) **STIPULATION TO DISMISSAL OF**
) **INDIVIDUAL DEFENDANT;**
) **ORDER**

1 WHEREAS Defendant contends that Defendant Kenneth Dobson, Western Laboratory
2 Director, United States Department of Agriculture, is a not a proper Defendant in this action, and

3 WHEREAS Defendant represents that dismissal of Kenneth Dobson will not harm
4 Plaintiff's case, and

5 WHEREAS Defendant agrees that it is estopped from presenting any argument to the
6 effect that Kenneth Dobson is a necessary or appropriate party,

7 THE PARTIES HEREBY STIPULATE that Kenneth Dobson be dismissed from this
8 action and that his name be removed from the caption.

Respectfully submitted,

9 Dated: August 13, 2010

LAW OFFICE OF RICHARD M. ROGERS

11 s/ Richard Rogers

12 By: _____

RICHARD M. ROGERS
Attorneys for Plaintiff

14 Dated: August 13, 2010

15 JOSEPH P. RUSSONIELLO
United States Attorney

17 s/ Melissa Brown

18 By: _____

MELISSA K. BROWN
ASSISTANT UNITED STATES ATTORNEY
Attorneys for Defendant

21 It Is Hereby Ordered.

22 Dated: 8/24/2010

23 By: _____



JUDGE OF THE U.S. DISTRICT COURT

28 Case No.: C10-2101 CW [ECF] -- STIPULATION TO DISMISSAL OF INDIVIDUAL DEFENDANT; ORDER