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7 Attorneys for Plaintiff
8 MACY'S, INC.

9 UNITED STATES DISTRICT COURT

10 NORTHERN DISTRICT OF CALIFORNIA

11 MAINFREIGHT USA, INC.,

12 Plaintiff,

13 vs.

14 MACY'S, INC. aka MACY'S CORPORATE
15 SERVICES, INC. and aka MACY'S
16 MERCHANDISING GROUP, INC. and
17 DOES 1-50, inclusive,

18 Defendants.

) CASE NO.: 4:10-cv-04314-EMC

) **STIPULATION AND PROPOSED ORDER**
) **RE DISMISSAL—FRCP RULE 41**

19 TO THE HONORABLE COURT:

20 Pursuant to Federal Rules of Civil Procedure, Rule 41, and in light of the settlement of
21 this action and execution of a Settlement Agreement by the parties and payment of settlement
22 monies by defendant, the parties hereby stipulate to the dismissal of the above-entitled action,
23 with prejudice.

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STIPULATION RE DISMISSAL

1 IT IS HEREBY STIPULATED BY THE UNDERSIGNED PARTIES

2 Dated: August 23, 2011

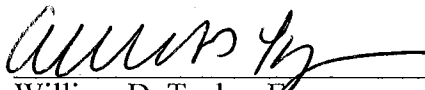
LAW OFFICE OF ROBERT S. COOPER

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5 Robert S. Cooper, Esq.,
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12 Email: rsc@robertcooperlaw.com

13 Dated: August 23, 2011

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IT IS SO ORDERED.

Dated: August 31, 2011



STIPULATION RE DISMISSAL

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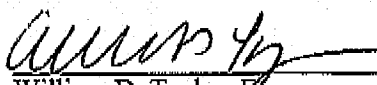
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Dated: August 23, 2011

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IT IS SO ORDERED.

Dated: August _____, 2011

Hon. Phyllis Hamilton
U.S. District Court

STIPULATION RE DISMISSAL