1 IN THE UNITED STATES DISTRICT COURT 2 FOR THE NORTHERN DISTRICT OF CALIFORNIA 3 4 No. C 11-00644 CW DAREN HEATHERLY; and IRMA RAMIREZ, 5 CONDITIONAL ORDER Plaintiffs, OF DISMISSAL 6 v. 7 MAIL BOXES ETC; ERIC 8 ALEXANDERSON, Trustee of the Alexanderson Family 2001 Trust; 9 Linnea ALEXANDERSON, Trustee of the Alexanderson Family 2001 10 Trust; JON W. LEE, an individual doing business as Mail Box Etc; 11 and KENNETH TOM, an individual doing business as Mail Box Etc, 12 Defendants. 13 14 The Court having been advised that the parties have agreed to 15 a settlement of this cause, 16 17 IT IS HEREBY ORDERED that this cause be dismissed with prejudice; provided, however, that if any party hereto shall

18 prejudice; provided, however, that if any party hereto shall 19 certify to this Court, with proof of service of a copy thereon on 20 opposing counsel, within 30 days from the date hereof, that the 21 agreed consideration for said settlement has not been delivered 22 over, the foregoing Order shall stand vacated and this cause shall 23 forthwith be restored to the calendar to be set for trial.

26 27 Dated: 8/23/2012

25

28

WILKEN

United States District Judge