

1 STUART C. CLARK (SBN 124152)
 clark@carrferrell.com
 2 CARR & FERRELL LLP
 3 120 Constitution Drive
 Menlo Park, California 94025
 4 Telephone: (650) 812-3400
 Facsimile: (650) 812-3444
 5

6 RONALD L. ROHDE (SBN 196308)
 calpatent@yahoo.com
 7 LAW OFFICES OF RONALD L. ROHDE
 2625 Middlefield Road, # 189
 8 Palo Alto, California 94063
 Telephone: (510) 290-5210
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10 Attorneys for plaintiffs GOLF CITY
 PRODUCTS and JOHN NISWONGER

11 UNITED STATES DISTRICT COURT
 12 NORTHERN DISTRICT OF CALIFORNIA
 13 OAKLAND DIVISION

14 GOLF CITY PRODUCTS, a partnership, and
 15 JOHN NISWONGER, an individual,

16 Plaintiffs,

17 v.

18 AFTERSHOCK, a sole proprietorship,
 JENNIFER WHITE, an individual, REX
 19 WHITE, an individual, JSMD KEY
 PRODUCTS, LLC, a corporation, and JAMES
 20 LARSON, an individual,

21 Defendants.

CASE NO. c 11-03547 CW

**STIPULATION AND ORDER FOR
 WITH PREJUDICE DISMISSAL OF
 ACTION AS TO AFTERSHOCK,
 JENNIFER WHITE, AND REX
 WHITE**

22 WHEREAS:

23 A. Plaintiffs Golf City Products and John Niswonger (“Plaintiffs”) have reached an
 24 agreement with Aftershock, Jennifer White, and Rex White (the “Aftershock Defendants”), settling
 25 the disputes as between Plaintiffs and the Aftershock Defendants which form the subject of this
 26 action, and all related disputes;

27 B. The settlement agreement provides, among other things, that this action shall be
 28

1 dismissed with prejudice as to the Aftershock Defendants, and that this Court shall retain
2 jurisdiction to enforce the settlement agreement, if necessary:

3 NOW THEREFORE, IT IS HEREBY STIPULATED by and between plaintiffs Golf City
4 Products and John Niswonger, of the one part, and Aftershock, Jennifer White, and Rex White, of
5 the other part, through their undersigned counsel, that:

6 1. The action shall be dismissed with prejudice as to Aftershock, Jennifer White, and
7 Rex White;

8 2. This Court shall retain jurisdiction to enforce the settlement agreement, and to
9 adjudicate any disputes relating to the performance or non performance by any party of its
10 obligations under the settlement agreement, and for all other purposes relating to the settlement
11 agreement; and,

12 3. Plaintiffs Golf City Products and John Niswonger, and Aftershock, Jennifer White,
13 and Rex White, shall each pay their own costs and attorneys' fees with regard to this action, as
14 between each other.

15 Dated: August , 2011

16
17 By: /s/Stuart C. Clark
18 Stuart C. Clark (#124152)
19 CARR & FERRELL LLP
20 120 Constitution Drive
21 Menlo Park, CA 94025

22 Attorneys for plaintiffs GOLF CITY PRODUCTS and JOHN
23 NISWONGER

24 Dated: August , 2011

25 By: /s/Laurence D. Grossman
26 Laurence D. Grossman (#47937)


27 LAW OFFICES OF LAURENCE GROSSMAN
28 1701 Solar Drive, #261
Oxnard, CA 93030-0154 Telephone: (650) 812-3400

Attorneys for defendants AFTERSHOCK, JENNIFER
WHITE, and REX WHITE

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ACCORDING TO STIPULATION, IT IS SO ORDERED

DATED: September 29, 2011



HON. CLAUDIA WILKEN
UNITED STATES DISTRICT JUDGE

1 **PROOF OF SERVICE**

2 I am a citizen of the United States. My business address is 120 Constitution Drive, Menlo
3 Park, California 94025. I am employed in the county of San Mateo where this service occurs. I am
4 over the age of 18 years and not a party to the within cause. I am readily familiar with my
5 employer’s normal business practice for collection and processing of correspondence for mailing
6 with the U.S. Postal Service, and that practice is that correspondence is deposited with the U.S.
7 Postal Service the same day as the day of collection in the ordinary course of business.
8

9 On the date set forth below, following ordinary business practice, I served true copies of the
10 foregoing document(s) described as **STIPULATION AND [PROPOSED] ORDER FOR WITH**
11 **PREJUDICE DISMISSAL OF ACTION AS TO AFTERSHOCK, JENNIFER WHITE, AND**
12 **REX WHITE**
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- 14 (BY EMAIL) by transmitting via electronic mail the document(s) listed above
15 to the email address(es) set forth below, or as stated on the attached service list.
16 (BY MAIL) by causing envelopes containing such copies, with postage thereon
17 fully prepaid, to be placed in the United States Mail at Menlo Park, California,
18 addressed as follows.

18 William R. Hill, Esq.
19 Donahue Gallagher Woods LLP
20 1999 Harrison Street, 25th Floor
Oakland, CA 94612-3520
Email: rock@donahue.com

Robert Jensen, Esq.
Jensen & Puntigam, P.S.
2033 6th Ave, Suite 1020
Seattle, WA 98121
Email: BJ@jensenpuntigam.com

21 Attorneys for JSMD Key Products LLC and
22 James Larson

Attorneys for JSMD Key Products LLC and
James Larson

23 Laurence Grossman, Esq.
24 Law Offices of Laurence Grossman
1701 Solar Drive, Suite 261
25 Oxnard, CA 93030
larryglaw@gmail.com

26
27 Attorneys for Aftershock, Jennifer White,
and Rex White
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1 I declare under penalty of perjury under the laws of the United States of America that the
2 foregoing is true and correct.

3 Executed on September , 2011 at Menlo Park, California.
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