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10 **UNITED STATES DISTRICT COURT**
 11
 12 **NORTHERN DISTRICT OF CALIFORNIA**

13 TRUSTEES of the NORTHERN CALIFORNIA
 14 TILE INDUSTRY PENSION TRUST FUND, et
 15 al.,
 16 Plaintiffs,
 17 v.
 18 PEACOCK TILE AND MARBLE, INC., et al.,
 19 Defendants.
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) Case No. CV 11-3859 DMR
)
) **PLAINTIFFS' DISMISSAL WITHOUT**
) **PREJUDICE OF DEFENDANT SAN**
) **JOSE CONSTRUCTION CO., INC.**
) **and**
) ~~proposed~~ **ORDER**
) **[F.R.C.P. 41(a)(2)]**
)
) Judge: Magistrate Judge Donna Ryu
)
) Location: Courtroom No. 4, 3rd Floor
) Oakland Courthouse
) 1301 Clay Street
) Oakland, CA 94612
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 Pls.' Dismissal Without Prejudice of Def. San Jose Construction Co., Inc.
 and [proposed] ORDER

Case No. CV 11-3859 DMR

