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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.  
 20

) Case No. CV 11-3859 DMR  
 )  
 ) **PLAINTIFFS' DISMISSAL WITH**  
 ) **PREJUDICE OF DEFENDANT**  
 ) **PAVONE TILE & MARBLE CO., INC.**  
 ) **and**  
 ) ~~proposed~~ **ORDER**  
 ) **[F.R.C.P. 41(a)(1)(A)(i)]**  
 )  
 ) 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 With Prejudice of Def. Pavone Tile  
 and ~~proposed~~ ORDER

Case No. CV 11-3859 DMR

