

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
(OAKLAND DIVISION)**

MAROUANE OUZIZ, an individual;
MOORISH ENTERPRISES, LLC,

Plaintiff,

vs.

ATM OPERATING, INC.; ATM FUND 2016
LP; ATM FUND 2017 LP; ATM PORTFOLIO
2008 LP; ATM PORTFOLIO TEN LP;
TALISKER INVESTMENTS LP; ECLIPSE
CASH SYSTEMS, LLC; AND DOES 1
THROUGH 20, INCLUSIVE,

Defendants.

Case No.: 4:12-cv-02378-KAW

STIPULATION OF DISMISSAL BETWEEN
PLAINTIFF MAROUANE OUZIZ, an
individual, PLAINTIFF MOORISH
ENTERPRISES, LLC, and DEFENDANT
ECLIPSE CASH SYSTEMS, LLC WITH
PREJUDICE; AND [~~PROPOSED~~] ORDER

ECLIPSE CASH SYSTEMS, LLC

Counterclaimant,

vs.

MAROUANE OUZIZ, MOORISH
ENTERPRISES, LLC,

Counter-Defendants.

Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii) and Fed. R. Civ. P. 41(c), Plaintiffs and Counter-

1 Defendants, MAROUANE OUZIZ, an individual, and MOORISH ENTERPRISES, LLC and
2 Defendant and Counterclaimant, ECLIPSE CASH SYSTEMS, LLC hereby stipulate and agree as
3 follows:

4 (1) Plaintiffs and Counter-Defendants hereby dismiss with prejudice their claims asserted
5 against ECLIPSE CASH SYSTEMS, LLC in the above-styled action; and

6 (2) Defendant and Counterclaimant hereby dismisses with prejudice its counterclaims
7 asserted against MAROUANE OUZIZ and MOORISH ENTERPRISES, LLC in the above-styled
8 action.

9 IT IS SO STIPULATED.

10 This 1 day of May, 2013.

11
12 /s/ Lauren E. Saint

13 Lauren E. Saint
14 Attorneys for Plaintiffs
15 MAROUANE OUZIZ and MOORISH
16 ENTERPRISES, LLC

17 /s/ Derek W. Edwards

18 Derek Edwards
19 Attorneys for Defendant
20 ECLIPSE CASH SYSTEMS, LLC

21 /s/ Brad J. Vornholt

22 Brad Vornholt
23 Attorneys for Defendant
24 ECLIPSE CASH SYSTEMS, LLC

1 **[PROPOSED] ORDER**

2
3 IT IS HEREBY ORDERED, pursuant to the stipulation of the parties, Defendant, ECLIPSE
4 CASH SYSTEMS, LLC, is dismissed with prejudice from the above-entitled action, and the
5 counterclaim filed against MAROUANE OUZIZ and MOORISH ENTERPRISES, LLC is dismissed
6 with prejudice from the above-entitled action.

7 PURSUANT TO THE STIPULATION, IT IS SO ORDERED.

8
9 Date: May 8, 2013


Kandis A. Westmore
United States Magistrate Judge