

1 Michele R. Stafford, Esq. (SBN 172509)
 Shivani Nanda, Esq. (SBN 253891)
 2 SALTZMAN & JOHNSON LAW CORPORATION
 44 Montgomery Street, Suite 2110
 3 San Francisco, California 94104
 (415) 882-7900
 4 (415) 882-9287 – Facsimile
mstafford@sjlawcorp.com
 5 snanda@sjlawcorp.com

6 Attorneys for Plaintiffs

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 8 UNITED STATES DISTRICT COURT
 9 FOR THE NORTHERN DISTRICT OF CALIFORNIA

10 F. G. CROSTHWAITE, et al.
 11 Plaintiffs,
 12 v.
 13 A. RUIZ CONTRUCTION CO. & ASSOC.,
 INC., a California corporation,
 14 Defendant.
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Case No.: C13-2084 YGR

**NOTICE OF VOLUNTARY DISMISSAL;
 and ORDER OF DISMISSAL**

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 17 PLEASE TAKE NOTICE that pursuant to F.R.C.P. Rule 41(a)(1), Plaintiffs OPERATING
 18 ENGINEERS’ HEALTH & WELFARE TRUST FUND, et al., voluntarily dismiss, without
 19 prejudice, their claim against Defendant A. RUIZ CONTRUCTION CO. & ASSOC., INC., a
 20 California corporation. Defendant has neither served an answer nor moved for summary
 21 judgment.

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1 I declare under penalty of perjury that I am the attorney for the Plaintiffs in the above-
2 entitled action, and that the foregoing is true of my own knowledge.

3 Executed this 14th day of August, 2013, at San Francisco, California.

4 SALTZMAN & JOHNSON
5 LAW CORPORATION

6 By: _____/S/
7 Michele R. Stafford
8 Attorneys for Plaintiffs

8 **ORDER**

9 **IT IS SO ORDERED.**

10 This case is **DISMISSED WITHOUT PREJUDICE.**

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12 Date: August 15, 2013

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14 _____
15 YVONNE GONZALEZ ROGERS
16 UNITED STATES DISTRICT COURT JUDGE
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