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5 Attorney For Plaintiffs, DAREN HEATHERLY;
 6 and IRMA RAMIREZ

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 8 UNITED STATES DISTRICT COURT
 9 DISTRICT OF CALIFORNIA
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11 DAREN HEATHERLY;
 and IRMA RAMIREZ
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 13 Plaintiffs,
 v.
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 15 PIZZERIA AVELLINO; WOOD
 DRAGON LLC, a California Limited
 16 Liability Co.; and BLOOM LIMITED
 PARTNERSHIP, a California Limited
 17 Partnership,
 18 Defendants.
 19 _____)

CASE NO. CV-13-5117-DMR

**STIPULATION OF DISMISSAL AND
~~PROPOSED~~ ORDER THEREON**

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 21 The parties, by and through their respective counsel, stipulate to dismissal of this action
 22 in its entirety with prejudice pursuant to Fed.R.Civ.P.41(a)(2). Outside of the terms of the
 23 Settlement Agreement and General Release (“Agreement”) herein, each party is to bear its own
 24 costs and attorneys’ fees. The parties further consent to and request that the Court retain
 25 jurisdiction over enforcement of the Agreement. See Kokonen v. Guardian Life Ins. Co., 511
 26 U.S. 375 (1994) (empowering the district courts to retain jurisdiction over enforcement of
 27 settlement agreements).
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1 Therefore, IT IS HEREBY STIPULATED by and between parties to this action through
2 their designated counsel that the above-captioned action become and hereby is dismissed with
3 prejudice pursuant to Federal Rules of Civil Procedure 41(a)(2).

4 This stipulation may be executed in counterparts, all of which together shall constitute
5 one original document.

7 Dated: June 6, 2014,

THOMAS E. FRANKOVICH
A PROFESSIONAL LAW CORPORATION

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By: /s/ Thomas E. Frankovich
Thomas E. Frankovich
Attorney for DAREN HEATHERLY;
and IRMA RAMIREZ

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13 Dated: June 6, 2014

Rochester, Wong & Shepard, A/P/C

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By: 
William R. Shepard

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Attorney for Defendants WOOD DRAGON LLC, a
California Limited Liability Co.; and BLOOM
LIMITED PARTNERSHIP, a California Limited
Partnership,

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ORDER

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IT IS HEREBY ORDERED that this matter is dismissed with prejudice pursuant to
Fed.R.Civ.P.41(a)(2). IT IS FURTHER ORDERED that the Court shall retain jurisdiction for the
purpose of enforcing the parties' Settlement Agreement and General Release should such
enforcement be necessary

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Dated: June 26, 2014

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Honorable Donna M. Ryu
UNITED STATES MAGISTRATE JUDGE