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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

JOHN RODGERS,  
Plaintiff,  
v.  
THOMAS J FITZGERALD, et al.,  
Defendants.

Case No. [14-cv-00985-DMR](#)

**ORDER OF DISMISSAL**

The court having been advised that the parties have agreed to a settlement of this case,  
**IT IS HEREBY ORDERED** that this case is dismissed in its entirety with prejudice;  
provided, however, that if any party hereto shall certify to this court, within 60 days, with proof of  
service of a copy thereon to opposing counsel, that the agreed consideration for said settlement has  
not been delivered over, the foregoing Order shall stand vacated and this case shall forthwith be  
restored to the calendar to be set for trial. All further dates are vacated.

**IT IS SO ORDERED.**

Dated: July 29, 2015



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DONNA M. RYU  
United States Magistrate Judge