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5 Attorney for Plaintiffs

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 8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA
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11 DAREN HEATHERLY; and IRMA)
 12 RAMIREZ,)

13 Plaintiffs,)

14 v.)

15 OFFICE DEPOT, INC., a Delaware)
 Corporation dba OFFICE DEPOT STORE)
 16 #829; and MCDEVITT ENTERPRISES, a)
 California Limited Partnership,)

17 Defendants.)
 18)

CASE NO. 4:15-cv-00517-KAW

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

19
 20 The Parties, by and through their respective counsel, stipulate to dismissal of this action in
 21 its entirety with prejudice pursuant to Fed.R.Civ.P.41(a)(2).

22 Therefore, IT IS HEREBY STIPULATED by and between the parties to this action through
 23 their designated counsel that the above-captioned action become and hereby is dismissed with
 24 prejudice and each side is to bear its own costs and attorneys' fees.

25 The parties further consent to and request that the Court retain jurisdiction over enforcement
 26 of the Agreement. See Kokonen v. Guardian Life Ins. Co., 511 U.S. 375 (1994) (empowering the
 27 district courts to retain jurisdiction over enforcement of settlement agreements).
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1 This stipulation may be executed in counterparts, all of which together shall constitute one
2 original document.

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4 Dated: November 20, 2015

THOMAS E. FRANKOVICH
A PROFESSIONAL LAW CORPORATION

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7 By: /s/ Thomas E. Frankovich
Thomas E. Frankovich
8 Attorney for Plaintiffs

9 Dated: November 20, 2015

LITTLER MENDELSON

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11 By: /s/ Maureen A. Rogers
Maureen A. Rodgers
12 Attorney for Defendants

13 **ORDER**

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15 IT IS HEREBY ORDERED that this matter is dismissed with prejudice pursuant to
16 Fed.R.Civ.P.41(a)(2) and each side is to bear its own costs and attorneys' fees. IT IS FURTHER
17 ORDERED that the Court shall retain jurisdiction for the purpose of enforcing the parties'
18 Settlement Agreement and General Release should such enforcement be necessary.
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20 Dated: 12/1, 2015

21 
22 Hon. Kandis A. Westmore
23 UNITED STATES MAGISTRATE JUDGE