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8 | UNITED STATES DISTRICT COURT

9 | NORTHERN DISTRICT OF CALIFORNIA

10 | OAKLAND DIVISION

11

12 | BOARD OF TRUSTEES OF THE
LABORERS HEALTH AND WELFARE
13 | TRUST FUND FOR NORTHERN
CALIFORNIA; BOARD OF TRUSTEES OF
14 | THE LABORERS VACATION-HOLIDAY
TRUST FUND FOR NORTHERN
15 | CALIFORNIA; BOARD OF TRUSTEES OF
THE LABORERS PENSION TRUST FUND
16 | FOR NORTHERN CALIFORNIA; and
BOARD OF TRUSTEES OF THE
17 | LABORERS TRAINING AND RETRAINING
TRUST FUND FOR NORTHERN
18 | CALIFORNIA,

19 | Plaintiffs,

20 | vs.

21 | GRADETEK, INC., a California corporation,

22 | Defendant.

Case No.: 16-cv-06085-KAW

REQUEST FOR DISMISSAL WITHOUT PREJUDICE; ORDER THEREON

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REQUEST FOR DISMISSAL WITHOUT PREJUDICE; ORDER THEREON

1   Plaintiffs hereby request that this Court dismiss this action, without prejudice, as to

2   defendant Gradetek, Inc. Gradetek, Inc. has not appeared in this matter.

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4   DATED: January 11, 2017

5   BULLIVANT HOUSER BAILEY PC

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7   By */s/ Heather J. Zacharia*
                                                            Heather J. Zacharia

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                                                     Attorneys for Plaintiffs
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REQUEST FOR DISMISSAL WITHOUT PREJUDICE; ORDER THEREON

ORDER

Pursuant to plaintiff's request to dismiss this action, without prejudice, as to defendant Gradetek, Inc. and good case appearing:

IT IS HEREBY ORDERED that this action is dismissed, without prejudice, as to defendant Gradetek, Inc.

Dated: January __10__, 2017

By _Kandis Westmore_____
HON. KANDIS A. WESTMORE
U.S. MAGISTRATE JUDGE

4848-0002-3616.1

REQUEST FOR DISMISSAL WITHOUT PREJUDICE; ORDER THEREON