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United States District Court  
Northern District of California

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

RAFAEL RIVERA LUCIANO,  
Plaintiff,  
v.  
TEACHERS INSURANCE AND  
ANNUITY ASSOCIATION OF AMERICA  
(TIAA-CREF),  
Defendant.

Case No. [16-cv-06336-DMR](#)

**ORDER OF CONDITIONAL  
DISMISSAL**

The court has been notified of the settlement of this action, and it appears that no issue remains for the court's determination.

IT IS HEREBY ORDERED that this action and all claims asserted herein are DISMISSED with prejudice. In the event that the settlement is not reached, any party may move to reopen the case and the trial will be rescheduled, provided that such motion is filed within 45 days of this order. All scheduled dates, including the trial and pretrial dates, are VACATED.

**IT IS SO ORDERED.**

Dated: November 9, 2017



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DONNA M. RYU  
United States Magistrate Judge