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Attorneys for former Air Serv Security, Inc., and ABM Aviation, Inc., formerly known as Air Serv Corporation

17 UNITED STATES DISTRICT COURT  
 18 NORTHERN DISTRICT OF CALIFORNIA

20 MARINA TIJERINO MENDIOROZ,  
 21  
 22 Plaintiffs,  
 23  
 24 v.  
 25 AIR SERV CORPORATION, a Georgia  
 26 corporation; AIR SERV SECURITY, INC., a  
 27 Georgia corporation; ABM AVIATION, INC.,  
 28 a Georgia corporation; and DOES 1 through  
 10, inclusive,  
 Defendants.

Case No. 4:17-cv-03875-CW

**STIPULATION AND ~~PROPOSED~~  
 ORDER OF DISMISSAL WITH  
 PREJUDICE**

1 **STIPULATION**

2 WHEREAS, Plaintiff Marina Tijerino Mendioroz (“Plaintiff”) filed this action against  
3 Defendants Air Serv Corporation, Air Serv Security, Inc. and ABM Aviation, Inc.(collectively  
4 “Defendants”) alleging claims for: (1) Failure to Accommodate in violation of the FEHA, (2)  
5 Failure to Engage in the Interactive Process in violation of the FEHA, (3) Retaliation in violation  
6 of the CFRA, (4) Interference in violation of the CFRA, (5) Disability Discrimination in  
7 violation of the FEHA, (6) Disability Harassment in violation of the FEHA, (7) Failure to  
8 Prevent Harassment in violation of the FEHA, and Wrongful Termination;

9 WHEREAS, on April 5, 2018, the Parties and their respective counsel of record  
10 participated in a mediation session with Jeffrey Ross and thereafter continued to discuss  
11 settlement; and

12 WHEREAS, the Parties have entered into a written settlement agreement, by which  
13 Plaintiff releases all claims and causes of action against Defendants, including the claims  
14 asserted by her in this Action for Failure to Accommodate in violation of the FEHA, Failure to  
15 Engage in the Interactive Process in violation of the FEHA, Retaliation in violation of the CFRA,  
16 Interference in violation of the CFRA, Disability Discrimination in violation of the FEHA,  
17 Disability Harassment in violation of the FEHA, Failure to Prevent Harassment in violation of  
18 the FEHA, and Wrongful Termination.

19 THEREFORE, PLAINTIFF AND DEFENDANTS HEREBY STIPULATE, by and  
20 through their respective counsel of record, pursuant to Federal Rules of Civil Procedure 41(a)(1),  
21 to dismiss the above-caption matter with prejudice. This stipulation and dismissal completely  
22 terminates that above-entitled action against all parties. Each party will bear its/her own  
23 attorneys’ fees and costs.

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1 **~~PROPOSED~~ ORDER**

2 Based on the stipulation of the parties, and good cause appearing therefor;

3 The release by Plaintiff of all claims and potential claims she has or may have against  
4 Defendants for violation of Plaintiff's rights under the statues referenced above is hereby  
5 APPROVED; and

6 IT IS ORDERED that this action be, and hereby is, DISMISSED WITH PREJUDICE,  
7 each side to bear its own costs and attorneys' fees.

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9  
10 Dated: 5/30/2018

11   
12 HON. CLAUDIA WILKEN  
13 UNITED STATES DISTRICT JUDGE

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