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22 Attorneys for Plaintiffs
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24 UNITED STATES DISTRICT COURT
 25 NORTHERN DISTRICT OF CALIFORNIA
 26 SAN JOSE DIVISION

| | | |
|----|---|----------------------------------|
| 27 | PAUL VELIZ, et al., On Behalf of Themselves) | No. C-03-1180-RS(MEJ) |
| 28 | and All Others Similarly Situated,) | |
| | Plaintiffs,) | E-Filing |
| | vs.) | <u>CLASS ACTION</u> |
| | CINTAS CORPORATION, an Ohio) | STIPULATION FOR DISMISSAL WITH |
| | corporation, et al,) | PREJUDICE OF PLAINTIFFS DANIEL |
| | Defendants.) | ALVIS, LEONARD STACHNIK, DEBORAH |
| | | WHEELER-ROBINSON, AND RONALD |
| | | WILLIAMS' CLAIMS AGAINST CINTAS |
| | | CORPORATION AND ORDER THEREON |
| | | AND ORDER |

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1 WHEREAS, on March 19, 2003, plaintiffs filed *Veliz v. Cintas Corporation*, Case No. C-03-
2 1180-SBA, in the United States District Court for the Northern District of California (“*Veliz*
3 Action”) against defendants (collectively “Cintas”), alleging that Cintas had failed to pay all
4 overtime wages due under the FLSA and certain state laws and deprived them of certain benefits
5 protected by ERISA;

6 WHEREAS, Plaintiffs Daniel Alvis (“Alvis”), Leonard Stachnik (“Stachnik”), Deborah
7 Wheeler-Robinson (“Wheeler-Robinson”), and Ronald Williams (“Williams”) opted in to the *Veliz*
8 Action but have now determined to dismiss with prejudice their respective causes of action and/or
9 claims against Cintas as set out in the *Veliz* action;

10 NOW THEREFORE, the parties, through their respective counsel of record, hereby stipulate:

11 1. Plaintiffs Alvis, Stachnik, Wheeler-Robinson and Williams hereby withdraw and
12 dismiss with prejudice, all causes of action and claims made in *Veliz v. Cintas Corporation*, N.D.
13 Cal., Case No. C-03-1180-RS.

14 2. Neither this stipulation nor the order of dismissal thereon shall constitute or imply
15 any admission, concession or adjudication by any party regarding any claim raised in or by the *Veliz*
16 Action.

17 3. This stipulation may be executed in counterparts and the executed counterparts may
18 be exchanged electronically or by facsimile, but all such counterparts taken together shall constitute
19 but one and the same stipulation.

20 4. Each party shall bear its own costs, attorneys’ fees and litigation expenses related
21 solely to the prosecution and defense of the withdrawing plaintiffs’ claims in the *Veliz* Action.

22 5. This stipulation constitutes the entire agreement of the parties.

23 IT IS SO STIPULATED.

24 DATED: January 16, 2009

COUGHLIN STOIA GELLER
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James A. Caputo

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DATED: January 16, 2009

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ORDER

Under Federal Rule of Civil Procedure Rule 41(a)(1), this Court has reviewed the parties' stipulation and good cause appearing therefor, hereby approves the withdrawal of Plaintiffs Daniel Alvis, Leonard Stachnik, Deborah Wheeler-Robinson and Ronald Williams and the dismissal with prejudice of their respective causes of action and claims.

IT IS SO ORDERED.

DATED: January 16, 2009



THE HONORABLE RICHARD SEEBORG
UNITED STATES MAGISTRATE JUDGE