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10 **UNITED STATES DISTRICT COURT**
11 **NORTHERN DISTRICT OF CALIFORNIA**
12 **SAN JOSE DIVISION**

13
14 IN RE BRIDGESTONE AMERICAS TIRE)
15 OPERATIONS LITIGATION)

Case No. 5:06-cv-6837 JW

16) **STIPULATION OF DISMISSAL**
17) **OF THIRD PARTY COMPLAINT**
18) **WITH PREJUDICE**

19) **Rule 41 (a), Federal Rules Civil Procedure**
20)
21)

22
23 IT IS HEREBY STIPULATED by Defendant and Third Party Plaintiff BRIDGESTONE
24 AMERICAS TIRE OPERATIONS, LLC (hereinafter, "Third Party Plaintiff"), Third Party
25 Defendants The CITY OF SALINAS and the SALINAS VALLEY SOLID WASTE AUTHORITY
26 (hereinafter, "Third Party Defendants"), and Plaintiffs, and each of them, by and through their
27 respective counsel of record, as follows:
28

Holland & Knight LLP
50 California Street, 28th Floor
San Francisco, CA 94111
Tel: (415) 743-6900
Fax: (415) 743-6910

1 Pursuant to Rule 41(a)(1)(A)(ii), Third Party Plaintiff hereby dismisses the Third
2 Party Complaint herein without a court order by filing this stipulation of dismissal signed by all
3 parties who have appeared.

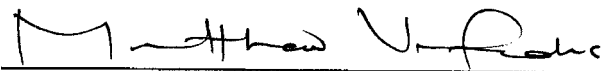
4 2. Third Party Plaintiff releases all claims in the Third Party Complaint and hereby
5 dismisses the Third Party Complaint with prejudice. This dismissal is intended to have res judicata
6 effect in all forums.

7 3. Each party to the Third Party Complaint shall bear its own costs, including its own
8 attorneys' fees.

9 SO STIPULATED:

10 Dated: January 26, 2010

HOLLAND & KNIGHT LLP



Matthew P. Vafidis
Attorneys for Defendant and Third Party Plaintiff
BRIDGESTONE AMERICAS TIRE
OPERATIONS, LLC

16 Dated: Jan 20, 2010

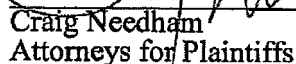
CITY OF SALINAS,
OFFICE OF CITY ATTORNEY
LAW OFFICES OF THOMAS M. BRUEN



Thomas M. Bruen
Attorneys for Third Party Defendants
CITY OF SALINAS
SALINAS VALLEY SOLID WASTE
AUTHORITY

22 Dated: Jan 21, ~~2009~~ ²⁰¹⁰

COTCHETT PITRE & MCCARTHY
NEEDHAM, DAVID, KEPNER & YOUNG LLP


Craig Needham
Attorneys for Plaintiffs

26 *** ORDER ***

27 The Clerk shall close this file.

28 Dated: February 9, 2010


JAMES WARE

United States District Judge