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E-FILED - 6/23/10

9
 10 UNITED STATES DISTRICT COURT
 11 NORTHERN DISTRICT OF CALIFORNIA
 (San Jose Division)

12 AMERICAN HARDWARE MUTUAL)	Case No.: C07-01545-RMW
13 INSURANCE COMPANY,)	
)	
14 Plaintiff,)	STIPULATION AND []
)	ORDER RE DISMISSAL WITH
15 v.)	PREJUDICE
)	
16 JUAN ESCAMILLA, individually and)	
doing business as WILSON'S TIRE)	
17 SERVICE, et al.,)	
)	
18 Defendants.)	
_____)	

19
 20 IT IS HEREBY STIPULATED by and between Plaintiff and Counter-defendant
 21 AMERICAN HARDWARE MUTUAL INSURANCE COMPANY ("AMERICAN
 22 HARDWARE") and Defendant and Counter-claimant JULIE FIGUEROA ("FIGUEROA"),
 23 through their respective counsel, that the Court enter an order of dismissal with prejudice of the
 24 Complaint in this action as to FIGUEROA and of JULIE FIGUEROA'S Counter-Claim as to
 25 AMERICAN HARDWARE .

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SO STIPULATED.

Dated: June 18, 2010

LEWIS BRISBOIS BISGAARD & SMITH LLP

By: /s/ Kathleen E. Hegen
Kathleen E. Hegen
Attorneys for Plaintiff and Counter-defendant
AMERICAN HARDWARE MUTUAL INSURANCE
COMPANY

Dated: June 18, 2010

CODDINGTON, HICKS & DANFORTH

By: /s/ Wardell Loveland
R. Wardell Loveland
Attorneys for Defendant and Counter-claimant
JULIE FIGUEROA

|| ORDER

The Court having duly considered the Stipulation, and good cause appearing therefore,
It is hereby ORDERED that:

- 1. The Complaint in the above-entitled action be dismissed with prejudice as to defendant JULIE FIGUEROA only; and
- 2. JULIE FIGUEROA'S Counter Claims in the above-entitled action be dismissed with prejudice as to counter-defendant AMERICAN HARDWARE MUTUAL INSURANCE COMPANY.

IT IS SO ORDERED.

Dated: 6/23/10


Honorable Ronald M. Whyte
United States District Judge