IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF CALIFORNIA SAN JOSE DIVISION

JIMMY HAWS, Plaintiff, CV-07-2599-JF

ORDER OF DISMISSAL

V.

COUNTY OF MONTEREY, Defendant.

The parties have advised the Court that they have agreed to a settlement of this case.

IT IS HEREBY ORDERED that the case be dismissed with prejudice. However, if any party notifies the Court within ninety days of the date of this order that the agreed consideration for said settlement has not been delivered, this order will be vacated and the case will be restored to the calendar to be set for trial.

Date: August 26, 2009

JEREMY FOGEI

United States District Judge