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5 **Attorneys for Plaintiff**
 6 **CONSTANCE LONDON**



8/9/2010

7 **UNITED STATES DISTRICT COURT**
 8 **NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION**

10 **CONSTANCE LONDON,**
 11 **Plaintiff,**

12 **v.**

13 **SEARS, ROEBUCK AND COMPANY, an**
 14 **Illinois Corporation, and DOES I THROUGH**
 15 **XX, inclusive,**

16 **Defendant (s).**

Case No. C 07-05148 JW

STIPULATED DISMISSAL OF
THIRD CAUSE OF ACTION WITH
PREJUDICE AND [PROPOSED]
ORDER DISMISSING THIRD
CAUSE OF ACTION WITH
PREJUDICE

17
 18 WHEREAS the parties to this action have fully and finally resolved all issues relating to
 19 Plaintiff's third cause of action for recovery of unpaid wages in the Complaint, IT IS HEREBY
 20 STIPULATED by and between the parties to the action that Plaintiff's claim for recovery of unpaid
 21 wages be, and hereby is, dismissed with prejudice as to Defendant pursuant to Fed. R. C. P. 41(a)(1).
 22 Plaintiff reserves her right to appeal the Judgment to be entered.

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IT IS FURTHER STIPULATED by and between that each party shall bear its own attorney and costs of suit.

DATED: 7/2/10

LAW OFFICES OF JOHN E. HILL

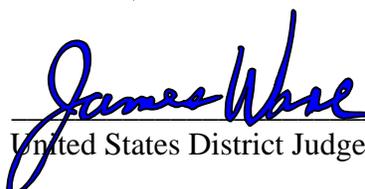
By: 
MICHAEL P. GUTA
Attorney for Plaintiff

DATED: 7/19/10

By: 
TODD K. BOYER
LITTLER MENDELSON
Attorneys for Defendant

IT IS SO ORDERED.

Dated: August 9, 2010


United States District Judge