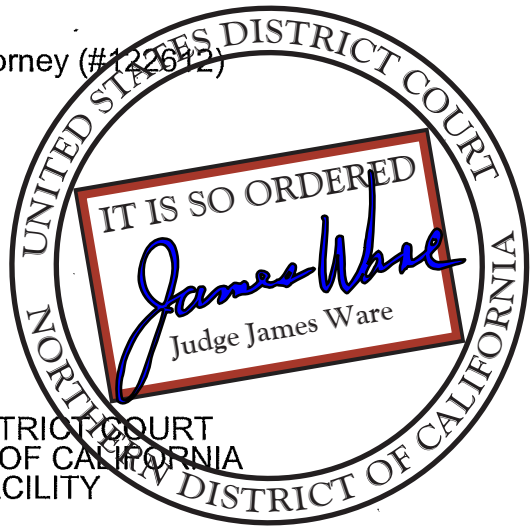


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6 Attorneys for Defendant
 CITY OF SAN JOSE
 7



8 UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 9 SAN JOSE FACILITY

11 TIMOTHY L. GALL,
 12 Plaintiff,
 13 v.
 14 CITY OF SAN JOSE,
 15 Defendant.
 16

NO.: C08-00120 JW
 17 **STIPULATION OF DISMISSAL; AND**
 18 **[PROPOSED] ORDER**

19 **IT IS HEREBY STIPULATED AND AGREED** pursuant to Federal Rules of Civil
 Procedure, Rule 41(a)(1) by and between Plaintiff, TIMOTHY L. GALL, and Defendant, CITY
 20 OF SAN JOSE, that:

- 21 1. This action was commenced on January 8, 2008.
- 22 2. The parties have settled this matter, entered into an agreement with regard to
 the terms of settlement, and now wish to dismiss this action.

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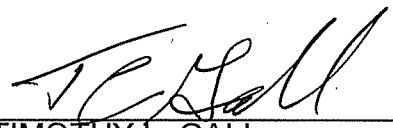
3. This action is hereby dismissed, in its entirety, with prejudice.

DATED: January 20, 2010 RICHARD DOYLE, City Attorney

By: /s/ Clifford S. Greenberg
CLIFFORD S. GREENBERG
Senior Deputy City Attorney

Attorneys for Defendants,
CITY OF SAN JOSE, et al.

DATED: January 20, 2010

By: 
TIMOTHY L. GALL


Plaintiff in Pro Per

ORDER

Pursuant to the Stipulation of Dismissal by and between the parties to this action, through their designated counsel, the above-captioned action is hereby dismissed with prejudice pursuant to FRCP 41(a)(2). It is further ordered that each party shall bear their own fees and costs, except as provided otherwise by agreement of the parties.

The Clerk shall close this file.

DATED: January 21, 2010


THE HONORABLE JAMES WARE
UNITED STATES DISTRICT COURT JUDGE