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

RIVER RANCH FRESH FOODS, LLC;
VESSEY AND COMPANY, INC.; LANCER
MARKETING; and FIELD FRESH FARMS,
LLC,

Plaintiffs,

v.

PREMIUM FRESH FARMS, LLC; PDP &
ASSOCIATES, LLC; AG HARVESTING &
TECHNOLOGIES, LLC; EMMITT L. PFOST;
SALVADOR PAUL TARANTINO; PAUL E.
DUNHAM; JOHN D. TAMAGNI; and
ROBERT ELLIOTT,

Defendants.

CASE NO. C08-01688 PVT

**ORDER DISMISSING CASE
WITHOUT PREJUDICE, AND
RETAINING JURISDICTION TO
ENFORCE SETTLEMENT
AGREEMENT, PURSUANT TO
STIPULATION OF THE PARTIES**

HAVING REVIEWED AND CONSIDERED the foregoing Stipulation and Order, and it
appearing to the satisfaction of the court that relief in accordance with the terms of the
Stipulation and Order should be entered,

IT IS HEREBY ORDERED that the Stipulation is approved; and

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IT IS FURTHER ORDERED that Plaintiff's complaint be dismissed, in its entirety as to all Defendants without prejudice subject to reopening only for the limited purpose of interpreting and enforcing the terms of the Confidential Settlement Agreement and Mutual Release and entering and enforcing judgment against Defendants in the manner and under the terms set forth therein, if necessary.

IT IS FURTHER ORDERED that the U.S. District Court for the Northern District of California shall retain exclusive personal and subject matter jurisdiction to interpret and enforce the terms of the Confidential Settlement Agreement and Mutual Release and to enter and enforce judgment against Defendants in the manner and under the terms set forth therein, if necessary.

SO ORDERED.

DATED: 2/11/10



THE HONORABLE PATRICIA V. TRUMBULL
UNITED STATES MAGISTRATE JUDGE