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\*E-FILED 10/28/08\*

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6 **Attorneys for Plaintiff**  
7 **J & J Sports Productions, Inc.**

8 **UNITED STATES DISTRICT COURT**  
9 **NORTHERN DISTRICT OF CALIFORNIA**

10 **J & J Sports Productions, Inc.,**

**CASE NO. CV 08-3405 RS**

11 **Plaintiff,**

**STIPULATION OF DISMISSAL OF**  
12 **PLAINTIFF'S COMPLAINT**

13 **vs.**

**AGAINST DEFENDANT LAN THU**  
14 **TRAN, individually and d/b/a NHA**  
15 **HANG NGON A/K/A DESESPERADO**  
16 **A/K/A LAI RAI**

14 **Lan Thu Tran, et al.**

**AND ORDER THEREON**

16 **Defendant.**

17  
18 **IT IS HEREBY STIPULATED** by and between Plaintiff J & J SPORTS  
19 PRODUCTIONS, INC. and Defendant LAN THU TRAN, individually and d/b/a Nha  
20 Hang Ngon a/k/a Desesperado a/k/a Lai Rai, that the above-entitled action is hereby  
21 dismissed **without prejudice** against LAN THU TRAN, individually and d/b/a Nha  
22 Hang Ngon a/k/a Desesperado a/k/a Lai Rai and subject to the Court's jurisdiction to  
23 enforce the settlement agreement reached between the Parties.

24 **IT IS FURTHER STIPULATED** that provided no Party referenced above has  
25 filed a motion to reopen this action by March 1, 2009, this Court shall *not* have  
26 jurisdiction to set aside the dismissal and the dismissal shall be deemed to be **with**  
27 **prejudice.**  
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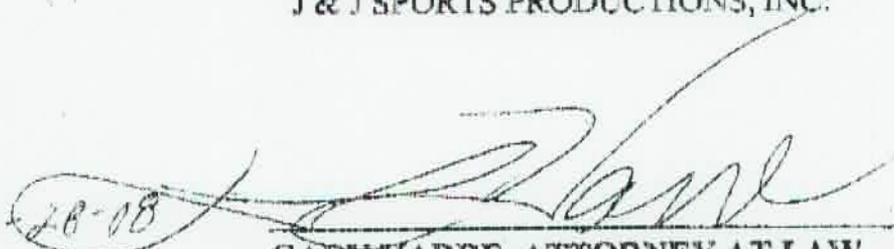
This dismissal is made pursuant to Federal Rules of Civil Procedure 41(a)(1).

Each Party referenced-above shall bear its own attorneys' fees and costs.

Dated: September 25, 2008

  
LAW OFFICES OF THOMAS P. RILEY, P.C.  
By: Thomas P. Riley  
Attorneys for Plaintiff  
J & J SPORTS PRODUCTIONS, INC.

Dated: 10-28-08

  
GARY HARRE, ATTORNEY AT LAW  
By: Gary Harre, Esquire  
Attorneys for Defendant  
LAN THU TRAN,  
individually and d/b/a  
NHA HANG NGON A/K/A DESESPERADO  
A/K/A LAI RAI

IT IS SO ORDERED:

  
The Honorable Richard Seeborg  
United States District Court  
Northern District of California

Dated: October 28, 2008

STIPULATION OF DISMISSAL  
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