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E-FILED - 3/17/09

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

ROBERT MCCARTHY

Plaintiff,

v.

**RP SCS CUPERTINO HOTEL, LLC d.b.a.
CYPRESS HOTEL; KIMPTON HOTEL
AND RESTAURANT GROUP, LLC; RP SCS
CUPERTINO HOTEL, LLC; And DOES 1
THROUGH 10, Inclusive
Defendants.**

Case No.: C 08-4361 RMW

**ORDER FOR DISMISSAL WITH
PREJUDICE OF ALL DEFENDANTS
AND PLAINTIFFS' COMPLAINT IN ITS
ENTIRETY**

[Fed.R.Civ.P. Rule 41(a)(2)]

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1 **IT IS HEREBY ORDERED**, pursuant to the Stipulated Dismissal With Prejudice Of
2 All Defendants on file herein, that Defendants RP SCS CUPERTINO HOTEL, LLC d.b.a.
3 CYPRESS HOTEL; KIMPTON HOTEL AND RESTAURANT GROUP, LLC; RP SCS
4 CUPERTINO HOTEL, LLC be dismissed with prejudice. Additionally, Plaintiffs' Complaint is
5 dismissed with prejudice in its entirety.

6 **IT IS SO ORDERED.**

7
8 Dated: 3/17/09



HONORABLE RONALD M. WHYTE
UNITED STATES DISTRICT COURT JUDGE