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13	Terry, Chadwick, and Berkler	
14	IN THE UNITED STATES DISTRICT COURT	
15	FOR THE NORTHERN DISTRICT OF CALIFORNIA	
16	SAN JOSE	DIVISION
17		
18	REUBEN J. REYES,	C 08-4561 RMW (PR)
19	Plaintiff,	STIPULATION AND []
20	v.	ORDER OF VOLUNTARY DISMISSAL WITH PREJUDICE
21	.*	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,
22	WARDEN ROBERT HOREL, et al.,	
23	Defendants.	
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	STIPULATION AND [] ORDER OF VOLUNTARY	
	•••	RMW (PR))

1	1. The following stipulation requests that under Federal Rule of Civil		
2	Procedure 41(a)(1)(A)(ii), and pursuant to the Settlement Agreement and Full and Final Release		
3	of All Claims, the above entitled action shall be dismissed with prejudice as to all Defendants.		
4	<b>STIPULATION</b>		
5	Pursuant to Civil Federal Rule of Civil Procedure 41(a)(1)(A)(ii), Plaintiff Reuben		
6	Reyes and Defendants Horel, Terry, Chadwick, Harrison, Fischer, and Berkler, (collectively, the		
7	"Parties") by and through their respective counsel, stipulate and request as follows:		
8	1. WHEREAS, on August 31, 2012, the Parties held a settlement conference		
9	before Magistrate Judge Nandor Vadas;		
0	2. WHEREAS, the Parties reached an agreement to settle the case in		
1	exchange for a full and final release of all claims;		
2	3. WHEREAS, counsel for the Parties and each of the Parties have agreed to		
3	a Settlement Agreement and Full and Final Release of All Claims;		
4	NOW, THEREFORE, IT IS HEREBY STIPULATED AND REQUESTED that, under		
15	Federal Rule of Civil Procedure 41(a)(1)(A)(ii), and pursuant to the Settlement Agreement and		
6	Full and Final Release of All Claims, the above entitled action shall be dismissed with prejudice		
17	as to all Defendants.		
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1	E-FILING ATTESTATION	
2	By his signature below, and pursuant to General Order 45, counsel for Defendant	
3	attests that counsel for all parties whose electronic signatures appear below have concurred in the	
4	filing of this Stipulation.	
5		
6	Dated: October 24, 2012  By: <u>/s/ William J. Newsom</u> PEARSON, SIMON, WARSHAW & PENNY, LLP	
7	Attorneys for Plaintiff REUBEN JOSEPH REYES	
8		
9	Dated: October 24, 2012 By: <u>/s/ Michael J. Quinn</u> Deputy Attorney General	
10	Attorneys for Defendants FISCHER, HARRISON,	
11	HOREĽ, ŤERRÝ, CHADWICK, and BERKLER	
12		
13	<u>ORDER</u>	
14	ORDER	
15	PURSUANT TO STIPULATION, IT IS SO ORDERED.	
16		
17	Dated: Ronald M. Whyte	
18	The Honorable Ronald M. Whyte	
19	United States District Court Judge	
20	Officed States District Court stage	
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