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11 Attorneys for Defendants Caldo Oil Company, a California corporation; Victor J. Lobue, as an
 12 individual and as a Trustee of the Victor J. LoBue Trust; The Victor J. LoBue Trust

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

16 GREEN VALLEY CORPORATION) Case No. C 09-CV-04028 LHK

17 Plaintiff,)
 18) STIPULATION TO WITHDRAW
 19 v.) DAVID HOEXTER AS EXPERT
 20) WITNESS

21 NELLA OIL COMPANY, LLC, A)
 22 California limited liability company, et al.,) Fed. R. Civ.P. 30(b)(6)
 23 DOES 1 through 100,)

24 Defendants.) *Assigned to the Honorable Lucy H. Koh*
 25) *Assigned to Magistrate Judge Paul Singh*
 26) *Grewal for all discovery purposes*

27 AND ALL RELATED COUNTER,) Action Filed: August 31, 2009
 28 CROSS AND THIRD PARTY CLAIMS) Trial date: January 23, 2012

The parties to this action, by and through their attorneys of record, hereby stipulate that Caldo Oil Company, Inc and the Caldo defendants hereby withdraw David Hoexter as expert witness.

RESPECTFULLY SUBMITTED:

GARRISON LAW CORPORATION
 161 Cortez Avenue
 Half Moon Bay, CA 94019
 650-726-1111

1 By: GARRISON LAW CORPORATION

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Dated: 9-13-2011

/s/ Gregg S. Garrison

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Gregg S. Garrison, attorney for Caldo Oil Company, a California corporation; Victor J. LoBue, as an individual and as a Trustee of the Victor J. LoBue Trust; The Victor J. LoBue Trust

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Dated: 9-13-2011

/s/ Brian R. Paget

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Brian R. Paget, attorney for GREEN VALLEY CORPORATION, a California Corporation, dba Barry Swenson Builder

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Dated: 9-13-11



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Andrew Smith, attorney for ALL ENVIRONMENTAL, a California Corporation; Peter McIntyre

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IT IS HEREBY ORDERED:

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David Hoexter is hereby withdrawn and excluded as Expert Witness in this

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action.

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DATED: September 15, 2011

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LUCY H. KOH
United States District Judge

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