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Attorneys for Plaintiff  
FLORINE HOLMES

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

FLORINE HOLMES,  
Plaintiff,

CASE NO. C09-4785 SBA  
Civil Rights

v.

DENNY'S, INC.; PROMPT  
FOOD SERVICE, INC.; C B  
DEVELOPMENT #5, INC.;  
FRANK HERNANDEZ; AND  
DOES 1-10, INCLUSIVE,

**STIPULATION FOR DISMISSAL OF  
CLAIMS AGAINST DEFENDANT CB  
DEVELOPMENT #5 ONLY AND  
ORDER**

Defendants.

IT IS HEREBY STIPULATED by and between the parties to the  
above-captioned action through their designated counsel that plaintiff FLORINE  
HOLMES' claims against defendant CB DEVELOPMENT #5 only in the above-  
captioned action be dismissed without prejudice pursuant to FRCP 41(a)(1).

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1 Dated: January \_\_, 2010

LAW OFFICES OF PAUL L. REIN  
GEARINGER LAW GROUP

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4 By PAUL L. REIN  
5 Attorneys for Plaintiff  
6 FLORINE HOLMES  
7

8 Dated: January \_\_, 2009

LITTLER MENDELSON, P.C.

9  
10 By TODD K. BOYER  
11 Attorneys for Defendants  
12 DENNY'S, INC.; PROMPT FOOD  
13 SERVICE, INC.; C B DEVELOPMENT  
14 #5, INC.; and FRANK HERNANDEZ  
15

16 **ORDER**

17 Pursuant to stipulation, and for good cause shown, IT IS SO ORDERED.  
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19 Dated: January 13, 2010

  
20 SAUNDRA B. ARMSTRONG  
21 United States District Judge  
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