

1 Effie F. Anastassiou, Esq. (State Bar #96279)  
 ANASTASSIOU & ASSOCIATES  
 2 242 Capitol Street  
 Post Office Box 2210  
 3 Salinas, California 93902  
 Telephone: (831) 754-2501  
 4 Facsimile: (831) 754-0621

5 Attorneys for Plaintiff  
 MAJOR FARMS, INC.

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 8 **IN THE UNITED STATES DISTRICT COURT**  
 9 **FOR THE NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION**

10 HIGASHI FARMS, INC., a corporation; K&S )  
 FARMS, LLC, a limited liability company; )  
 11 M. NISHIMORI FARMS, INC., a )  
 corporation; MANN PACKING CO., INC., a )  
 12 corporation; MARTIN JEFFERSON & )  
 SONS, a partnership; MERRILL FARMS, )  
 LLC, a limited liability company; NEW )  
 13 STAR FRESH FOODS, LLC, a limited )  
 liability company; TAYLOR FARMS )  
 14 CALIFORNIA, INC., a corporation; )

Case Nos.: 09-CV-04983-JF  
 09-CV-04985-JF  
 09-CV-04207-JF

15 Plaintiffs, )

16 v. )

17 BANK OF THE WEST, a California banking )  
 corporation, as Administrative Agent for )  
 18 itself, AGSTAR FINANCIAL SERVICES, )  
 PCA/FLCA, and FCS FINANCIAL, PCA; )  
 19 STEVE FRANSON, as Receiver for SALYER )  
 AMERICAN FRESH FOODS, a California )  
 20 Corporation, )

21 Defendants. )

22 AND ALL RELATED ACTIONS. )  
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**PLAINTIFF MAJOR FARMS, INC.'S NOTICE  
 OF WITHDRAWAL OF PACA TRUST CLAIM  
 AND AGREED DISMISSAL OF COMPLAINT  
 AND REQUEST FOR DISMISSAL WITH  
 PREJUDICE AS TO DEFENDANT SALYER  
 AMERICAN FRESH FOODS, A CALIFORNIA  
 CORPORATION, ONLY AND [PROPOSED]  
 ORDER REGARDING DISMISSAL**

1 Pursuant to the Stipulation to Resolve and Release Claims of Major Farms, Inc. and Dismiss  
2 Pending complaint/Complaint in Intervention and/or Withdrawal of Claim dated May 20, 2011, ECF No.  
3 83, Plaintiff Major Farms, Inc. hereby gives notice that it is withdrawing its PACA Trust Claim, as to  
4 Defendant Salyer American Fresh Foods, a California corporation (“SAFF”) *only*, and it respectfully  
5 requests that this Court dismiss Major Farms, Inc.’s Complaint as to Defendant SAFF *only*.

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Dated: June 24, 2011

ANASTASSIOU & ASSOCIATES

By: /s/ Effie F. Anastassiou  
Effie F. Anastassiou, Esq.  
Attorneys for Plaintiff,  
Major Farms, Inc.

**ORDER**

PURSUANT TO STIPULATION, IT IS SO ORDERED that Major Farms, Inc.’s Complaint is  
dismissed as to Defendant SAFF *only*.

SO ORDERED.

Dated: 6/30/11

  
United States District Court Judge Jeremy Fogel

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