

1 CARR, McCLELLAN, INGERSOLL, THOMPSON & HORN
 Professional Law Corporation
 2 John D. Minton (Bar No. 223823)
 David M. King (Bar No. 95279)
 3 216 Park Road
 Burlingame, California 94011
 4 Telephone: (650) 342-9600
 Facsimile: (650) 342-7685
 5 Email: jminton@carr-mcclellan.com

6 Attorneys for Plaintiff/Counterclaim Defendant, SHYH-YIH HAO

7 ROSSI, HAMERSLOUGH, REISCHL & CHUCK
 Ronald R. Rossi, Esq. (Bar No. 43067)
 8 Susan Reischl, Esq. (Bar No. 94037)
 Dean C. Rossi, Esq. (Bar No. 188844)
 9 1960 The Alameda #200
 San Jose, CA 95126
 10 Office: (408) 261-4252
 Fax: (408) 261-4292
 11 Email: dean@rhrc.net

12 Attorneys for Defendant and Counterclaimant/Third Party Plaintiff,
 WU-FU CHEN

13 FREITAS, TSENG, BAIK & KAUFMAN, LLP
 Robert E. Freitas, Esq. (Bar No. 80948)
 14 100 Marine Pkwy Ste 200
 Redwood City, CA 94065
 15 Office: (650) 730-5527
 Fax: (650) 593-6301
 16 Email: rfreitas@ftbkllaw.com

17 Attorneys for Third Party Defendant, ELLEN HAO CHEN

18 UNITED STATES DISTRICT COURT
 19 NORTHERN DISTRICT OF CALIFORNIA
 20 SAN JOSE DIVISION

21 SHYH-YIH HAO,
 22 Plaintiff,
 23 v.
 24 WU-FU CHEN, and
 25 DOES 1 THROUGH 10, inclusive,
 26 Defendant.

27 And Related Action.

Case No. CV10-00826 LHK (HRL)

**JOINT MOTION TO DISMISS ENTIRE
 ACTION WITH PREJUDICE;
 [PROPOSED] ORDER**

28
 JOINT MOTION TO DISMISS ENTIRE
 ACTION WITH PREJUDICE; ORDER
 Case No. CV10-00826 LHK (HRL)

1 Plaintiff/Counterclaim-Defendant SHYH-YIH HAO, Defendant and
2 Counterclaimant/Third Party Plaintiff WU-FU CHEN, and Third Party Defendant, ELLEN HAO
3 CHEN (collectively the "Parties"), hereby file this Joint Motion to Dismiss with Prejudice the
4 entire action captioned above, including the complaint and counterclaim on file herein, on the
5 basis that the Parties have resolved this entire matter. The Parties jointly move the Court to
6 dismiss this case with prejudice, the Parties to bear their own expenses and attorneys' fees.

7 WHEREFORE, the Parties respectfully request that their Joint Motion to Dismiss with
8 Prejudice be granted.

9 Dated: December 18, 2012 CARR, McCLELLAN, INGERSOLL, THOMPSON & HORN
10 Professional Law Corporation

11
12 By: _____ /s/
13 John D. Minton
14 Attorneys for Plaintiff and Counterclaim Defendant
SHYH-YIH HAO

15 Dated: December 18, 2012 ROSSI HAMERSLOUGH REISCHL

16
17 By: _____ /s/
18 Dean C. Rossi
19 Attorneys for Defendant and Counterclaimant/Third
20 Party Plaintiff
WU-FU CHEN

21 Dated: December 18, 2012 FREITAS, TSENG, BAIK & KAUFMAN, LLP

22
23 By: _____ /s/
24 Robert E. Freitas
25 Attorneys for Third Party Defendant
ELLEN HAO CHEN

26 ///

27 ///

1 Filer's Attestation: Pursuant to Local Rule 5-1, I attest that concurrence in the filing of
2 this document has been obtained from its signatories.

3 Dated: December 18, 2012

4 /s/

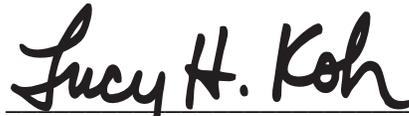
John D. Minton

5
6 **[PROPOSED] ORDER**

7 For the foregoing reasons and for good cause shown, the Court hereby orders that this
8 entire action is dismissed with prejudice, each party to bear his or her own expenses and
9 attorneys' fees. The Clerk shall close the file.

10 IT IS SO ORDERED.

11
12 Dated: December 28, 2012

13 

Honorable Lucy H. Koh
United States District Judge

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