

**** E-filed April 8, 2011 ****

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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

ANTHONY LERMA,
Plaintiff,

vs.

KOHL'S DEPARTMENT STORES INC., et
al.,
Defendants.

) No. 5:10-CV-01991-HRL

) **REQUEST FOR DISMISSAL OF McKEE**
) **ORIENTAL MARKET, INC. ONLY;**
) ~~PROPOSED~~ **ORDER**

WHEREAS, Plaintiff Anthony Lerma ("Plaintiff") and Defendant McKee Oriental Market, Inc. have settled this matter as between themselves;

WHEREAS, no counterclaim has been filed in this action;

Plaintiff hereby respectfully requests that Defendant McKee Oriental Market, Inc. only be dismissed with prejudice pursuant to Federal Rules of Civil Procedure 41(a)(2).

Date: March 31, 2011

MOORE LAW FIRM, P.C.

/s/Tanya E. Moore
Tanya E. Moore
Attorneys for Plaintiff

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ORDER

Good cause appearing,

IT IS HEREBY ORDERED that only McKee Oriental Market, Inc. be dismissed with prejudice from this action.

IT IS SO ORDERED.

Dated: April 8, 2011


~~United States District Court Judge~~
HOWARD R. LLOYD
United States Magistrate Judge