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12/2/2010

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 12 **UNITED STATES DISTRICT COURT**
 13 **NORTHERN DISTRICT OF CALIFORNIA**
 14 **SAN JOSE DIVISION**

15
 16 CITY OF WATSONVILLE,) Case No. CV 10-CV-02195 JW
 17)
 Plaintiff,)
 18)
 vs.) STIPULATION OF DISMISSAL
) WITHOUT PREJUDICE
 19)
 THE UNITED STATES OF AMERICA,)
 20)
 et al.,)
 21)
 Defendants.)
 22)

23
 24 Plaintiff and defendant, through their attorneys of record, hereby stipulate and agree that
 25 the above-referenced action is voluntarily dismissed without prejudice in its entirety pursuant to
 26 Federal Rule of Civil Procedure, Rule 41(a)(1)(A)(ii) with each side bearing their own costs and
 27 fees.
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DATED: December 1, 2010

WACTOR & WICK LLP

By: _____ /S/
WILLIAM D. WICK
Attorneys for Plaintiff
THE CITY OF WATSONVILLE

DATED: December 1, 2010

MELINDA HAAG
United States Attorney

_____/S/
JAMES A. SCHARF
Assistant United States Attorney
Attorney for Defendant
UNITED STATES OF AMERICA

IT IS SO ORDERED.

The Case Management Conference set for December 6, 2010 at 10:00 AM is VACATED. The Clerk shall close this file.

Dated: December 2, 2010


United States District Judge