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 8 **UNITED STATES DISTRICT COURT**
 9 **NORTHERN DISTRICT OF CALIFORNIA**
 10

11 ALMA CLARISA HERNANDEZ, THERESA)	No: 5:10-cv-02848-EJD
12 WALLEN, RONALD MOORE,)	
13 Plaintiffs,)	STIPULATION FOR DISMISSAL OF
14 vs.)	NOBUMITSU KOBAYASHI dba GRAIN
15 VALLCO SHOPPING MALL, LLC, et al.,)	D'OR ONLY; PROPOSED ORDER
16 Defendants.)	
17 _____)	

18 IT IS HEREBY STIPULATED by and between Plaintiffs Alma Clarisa Hernandez,
 19 Theresa Wallen and Ronald Moore (“Plaintiffs”) and Defendant Andersen Bakery, dba Grain
 20 D’Or (incorrectly named herein as Nobumitsu Kobayashi dba Grain D’Or) (“Defendant”),
 21 through their attorneys of record, that pursuant to Federal Rule of Civil Procedure 41(a)(2),
 22 Defendant be dismissed with prejudice from this action.

23 IT IS FURTHER STIPULATED between Plaintiffs Alma Clarisa Hernandez and Ronald
 24 Moore, and Defendant that this case has been settled as between them and all issues and
 25 controversies have been resolved to their mutual satisfaction. Plaintiffs Alma Clarisa Hernandez
 26 and Ronald Moore, and Defendant request the Court to retain jurisdiction to enforce the terms
 27 of their settlement agreement under the authority of *Kokkonen v. Guardian Life Ins. Co. of*
 28 *America*, 511 U.S. 375, 381-82 (1994).

1 Date: June 22, 2011

MOORE LAW FIRM, P.C.

2
3 /s/ Tanya E. Moore
4 Tanya E. Moore
5 Attorney for Plaintiffs
6 Alma Clarisa Hernandez, Theresa
7 Wallen, and Ronald Moore

8 Date: June 22, 2011

MURCHISON & CUMMINGS, LLP

9
10 /s/ Melissa Wood Eisenberg
11 Melissa Wood Eisenberg
12 Attorneys for Defendant Andersen
13 Bakery, dba Grain D'Or

13 **ORDER**

14 The parties having so stipulated,

15 **IT IS HEREBY ORDERED** as follows:

16 1. Plaintiffs Alma Clarisa Hernandez and Ronald Moore, and Defendant Andersen
17 Bakery, dba Grain D'Or (incorrectly named herein as Nobumitsu Kobayashi dba Grain D'Or)
18 shall comply with the terms of the confidential Settlement Agreement and Release in Full, the
19 terms of which are incorporated herein by reference.

20 2. By consent of Plaintiffs Alma Clarisa Hernandez and Ronald Moore, and
21 Defendant Andersen Bakery, dba Grain D'Or (incorrectly named herein as Nobumitsu
22 Kobayashi dba Grain D'Or), the Court shall retain jurisdiction in this matter for the purpose of
23 enforcing the terms of the settlement agreement.

24 3. Except as provided for in paragraphs 1 and 2 above, Defendant Nobumitsu
25 Kobayashi dba Grain D'Or is dismissed with prejudice from this action.

26 **IT IS SO ORDERED.**

27
28 Dated: June 24, 2011


United States District Court Judge