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Attorneys for Defendants THE ESTATE OF DONALD T. HEIM
and MAXINE HEIM

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

MARK HEIM

Plaintiff,

vs.

THE ESTATE OF DONALD T. HEIM,
MAXINE HEIM, AND CITY OF
WATSONVILLE,

Defendants.

And Related Counter-Claims and Third-Party
Claims.

Case No. 5:10-CV-03816 EJD

**REQUEST FOR DISMISSAL WITH
PREJUDICE OF WILLIAM
BURGSTROM AND PROJECT ONE LP
FROM MAXINE HEIM'S SECOND
AMENDED THIRD PARTY
COMPLAINT; [~~PROPOSED~~] ORDER**

1 Pursuant to Rule 41(a)(2) of Federal Rule of Civil Procedure, Defendants and Third Party
2 Plaintiffs The Estate of Donald and Maxine Heim (collectively "Heim Defendants") hereby
3 request this Court dismiss, with prejudice, William Burgstrom and Project One Limited
4 Partnership, only, from Maxine Heim's Second Amended Third Party Complaint.

5
6 Dated: January 19, 2012

GREBEN & ASSOCIATES

7 /s/ Jan A. Greben

8 JAN A. GREBEN

9 JEFF COYNER

DANIELLE DE SMETH

10 Attorneys for Defendant THE ESTATE and

Defendant, Counter Complainant, Cross

11 Complainant and Third Party Plaintiff Maxine Heim

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13
14 **IT IS HEREBY ORDERED:**

15 William Burgstrom and Project One Limited Partnership only, are dismissed with
16 prejudice from Maxine Heim's Second Amended Third Party Complaint.

17
18 Date: January 25, 2012

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20 HONORABLE EDWARD J. DAVILA
21 UNITED STATES DISTRICT JUDGE