

(SPACE BELOW FOR FILING STAMP ONLY)

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6
 7 **UNITED STATES DISTRICT COURT**
 8 **NORTHERN DISTRICT OF CALIFORNIA**
 9 **SAN JOSE DIVISION**

10 * * *

11 PETER B. INC, a Nevada corporation;
 12 FOXGLOVE, INC., a Wyoming
 corporation,

13 Plaintiff,

14 vs.

15 COMERICA BANK, a Texas corporation;
 16 UNITED SECURITY BANK, a California
 corporation,

17 Defendants.

) Case No. CV 10-4454 EJD

)
)
) **STIPULATION FOR DISMISSAL OF**
) **ACTION WITH PREJUDICE; ORDER**
) **THEREON**

) The Honorable Edward J. Davila

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STIPULATION

IT IS HEREBY STIPULATED, pursuant to Rule 41 of the Federal Rules of Civil Procedure, by and between the parties and their respective counsel, that the above-entitled action, PETER B. INC., a Nevada corporation, FOXGLOVE, INC., a Wyoming corporation v. COMERICA BANK, a Texas corporation, UNITED SECURITY BANK, a California corporation, be dismissed with prejudice.

Dated: November 7, 2011

LAW OFFICES OF MITCHELL A. STEVENS

By: /S/ Mitchell A. Stevens
MITCHELL A. STEVENS, Attorneys for
PETER B. INC., and FOXGLOVE, INC.

Dated: November 7, 2011

THE LAW FIRM OF POWELL & POOL

By: /S/ Don J. Pool
DON J. POOL, Attorneys for
UNITED SECURITY BANK

Dated: November 7, 2011

FRANZDEL ROBINS BLOOM & CSATO, LC

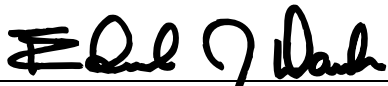
By: /S/ Hal D. Goldflam
HAL D. GOLDFLAM, Attorneys for
COMERICA BANK

ORDER

Based on the Stipulation of the parties, and good cause appearing therefore,
IT IS HEREBY ORDERED that the above entitled action is dismissed, with
prejudice.

The Clerk shall close this file.

Dated: November 16, 2011

By: 
HONORABLE EDWARD J. DAVILA
UNITED STATES DISTRICT JUDGE