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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA

11 SYDRIAN LOFTON,
12 Plaintiff,

13 vs.

14 DOLLAR TREE INC., MARDESICH
15 COMPANY SOUTHGATE, LLC, a California
16 Limited Liability Company,
17 Defendants.

) No: 5:11-cv-02348-LHK

) **STIPULATION FOR DISMISSAL OF**
) **MARDESICH COMPANY SOUTHGATE,**
) **LLC; [~~PROPOSED~~] ORDER**

18 IT IS HEREBY STIPULATED by and between Plaintiff Sydrian Lofton (“Plaintiff”) and Defendant Mardesich Company Southgate, LLC (“Defendant”), by and through their
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respective counsel, that pursuant to Federal Rule of Civil Procedure 41(a)(2), Defendant be dismissed with prejudice from this action.

IT IS FURTHER STIPULATED between Plaintiff and Defendant that this case has been settled as between them and all issues and controversies have been resolved to their mutual satisfaction. Plaintiff and Defendant request the Court to retain jurisdiction to enforce the terms

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1 of their settlement agreement under the authority of Kokkonen v. Guardian Life Ins. Co. of
2 America, 511 U.S. 375, 381-82 (1994).

3 Date: May 25, 2012

MOORE LAW FIRM, P.C.

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5 /s/ Tanya E. Moore

6 Tanya E. Moore

7 Attorney for Plaintiff Sydrian Lofton

8 Date: May 25, 2012

BERLINER COHEN

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11 /s/ Mary Katharine Wilson

12 Christine H. Long

13 Mary Katharine Wilson

14 Attorneys for Defendant

Mardesich Company Southgate, LLC

15 **ORDER**

16 The parties having so stipulated,

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

18 1. Plaintiff Sydrian Lofton and Defendant Mardesich Company Southgate, LLC
19 shall comply with the terms of the confidential Settlement Agreement and Release in Full, the
20 terms of which are incorporated herein by reference.

21 2. By consent of Plaintiff Sydrian Lofton and Defendant Mardesich Company
22 Southgate, LLC, the Court shall retain jurisdiction in this matter for the purpose of enforcing
23 the terms of the settlement agreement.

24 3. Except as provided for in paragraphs 1 and 2 above, Mardesich Company
25 Southgate, LLC is dismissed with prejudice from this action. The Clerk shall close the
26 file.
IT IS SO ORDERED.

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28 Dated: May 29, 2012


United States District Court Judge