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Attorneys for Plaintiff

7 **UNITED STATES DISTRICT COURT**
 8 **NORTHERN DISTRICT OF CALIFORNIA**
 9 (San Jose Division)

10 ORANGE COUNTY ELECTRICAL) CV-11-3198 EJD
 11 INDUSTRY HEALTH AND WELFARE)
 12 TRUST FUND; LOCAL UNION NO. 441 OF)
 13 THE INTERNATIONAL BROTHERHOOD) **[Proposed] CONTINGENT ORDER OF**
 14 OF ELECTRICAL WORKERS; and) **DISMISSAL**
 15 DOUGLAS CHAPPELL, as Trustee of the)
 16 above TRUST FUND,)
 17)
 18)
 19)
 20)
 21)
 22)

Plaintiffs,

vs.

17 CHRISTOPHER R. MORALES, INC., a)
 18 California corporation,)
 19)
 20)
 21)
 22)

Defendant.

Judge: Hon. Edward J. Davila
 Location: 280 South 1st Street
 San Jose, CA 95113
 Courtroom: Courtroom 1- 5th Floor

1 ~~PROPOSED~~ ORDER:

2 The parties hereto, having advised the Court that they have agreed to a settlement of this
3 action; IT IS HEREBY ORDERED that this action is dismissed without prejudice, provided,
4 however, that if any party hereto shall certify to this Court, with proof of service of copy thereon
5 on the Defendant or its counsel that the agreed consideration for the settlement has not been
6 delivered over, the foregoing Order shall vacated by this Court and this action shall forthwith be
7 restored to the calendar. Plaintiffs may then insert the appropriate amount owed seek Entry of
8 Judgment against Defendant for the remaining amounts owed. Judgment will then be entered
9 forthwith.

10 The Order to Show Cause issued December 14, 2011, is DISCHARGED and the
11 hearing scheduled for January 13, 2012, is VACATED. The Clerk shall close this file.
IT IS SO ORDERED.

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13 Dated: January 9, 2012



U.S. District Court Judge

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