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15 ATTORNEY FOR DEFENDANT MARIA
 16 SILVEIRA, GABRIEL SILVEIRA, AND
 17 S & S DRYWALL, INC.

18 UNITED STATES DISTRICT COURT
 19 NORTHERN DISTRICT OF CALIFORNIA
 20 SAN JOSE DIVISION

21 GILDARDO OSORIO, RUBERTO)
 22 INFANTE SOLIS, ELIONAI)
 23 GONZALES, MARIN CORTEZ,)
 24 ENRIQUE REINOSO, GUILLERMO)
 25 RIOS, and GERARDO DAMIAN,)

Plaintiff,

Vs.

26 MARIA SILVERA dba S&S)
 27 DRYWALL, GABRIEL SILVERA dba)
 28 S&S DRYWALL; S&S DRYWALL,)
 29 INC.,)

Defendant(s).

Case No. CV11-03890

**NOTICE OF SETTLEMENT, AND
 STIPULATION AND ORDER
 DISMISSING ENTIRE ACTION
 WITH PREJUDICE**

Judge: Honorable Lucy H. Koh

1 The parties herein, by and through their respective counsel of record, James Dal Bon,
2 Esq. , DUNN, DAL BON & MARGAIN, for Plaintiffs GILDARDO OSORIO, RUPERTO
3 INFANTE SOLIS, ELIONAI GONZALEZ, MARIN CORTEZ, ENRIQUE REINOSO,
4 GUILLERMO RIOS, GERARDO DAMIAN, ALFONSO GARCIA RICO, GUADALUPE
5 PONCE, JORGE GARCIA, FELIX JIMENEZ, JUAN HERNANDEZ, EFRAIN RODRIGUEZ,
6 CRISTOBAL ACOSTA, JOSE MEDEIROS, (hereinafter collectively "Plaintiffs"), and Daniel
7 G. Hems, Esq., LAW OFFICES OF DANIEL G. HERNS, for Defendants MARIA SILVEIRA,
8 GABRIEL SILVEIRA, S & S DRYWALL, INC., S & S DRYWALL LIMITED, ESPRESSO
9 CONSTRUCTION CLEAN-UP SERVICE, (hereinafter collectively "Defendants") and, with the
10 authority of their respective clients, stipulate as follows:

11 **NOTICE OF SETTLEMENT**

12 1. On November 14, 2012 the parties attended a Settlement Conference wherein the
13 parties agreed that the above captioned action, including all claims, counterclaims, and
14 affirmative defenses be dismissed without prejudice pending full payment of the agreed upon
15 settlement.

16 **THEREFORE, THE PARTIES HEREBY STIPULATE THAT:**

17 WHEREAS, the parties have fully executed and received the full settlement amount as
18 set forth in the Confidential Settlement Agreement and Release of Claims;

19 WHEREAS, no class was ever certified in this matter; therefore Rule 23 does not apply;

20 WHEREAS, all that remains to be done in this case is the entry of an Order dismissing
21 with prejudice the entire action;

22 **THEREFORE, THE PARTIES HEREBY STIPULATE THAT:**

23 1. The Court should enter an Order dismissing with prejudice the entire action as to
24 all parties.

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Dated: May 21, 2013

LAW OFFICES OF JAMES

By /s/ jdb
JAMES DAL BON
ATTORNEY FOR PLAINTIFFS

Dated: May 21, 2013

LAW OFFICES OF DANIEL G. HERNS

By /s/ dgh
DANIEL G. HERNS
ATTORNEY FOR DEFENDANTS

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

9 GILDARDO OSORIO, RUBERTO
10 INFANTE SOLIS, ELIONAI
11 GONZALES, MARIN CORTEZ,
12 ENRIQUE REINOSO, GUILLERMO
13 RIOS, and GERARDO DAMIAN,

14 Plaintiff,

15 Vs.

16 MARIA SILVERA dba S&S
17 DRYWALL, GABRIEL SILVERA dba
18 S&S DRYWALL; S&S DRYWALL,
19 INC.,

20 Defendant(s).

CASE NO. CV11-03890

ORDER

21 ORDER

22 1. The Court hereby issues an order dismissing with prejudice the entire action as to
23 all parties.

24 IT IS SO ORDERED.

25 Dated: May 28, 2013

Lucy H. Koh

HONARABLE LUCY H. KOH