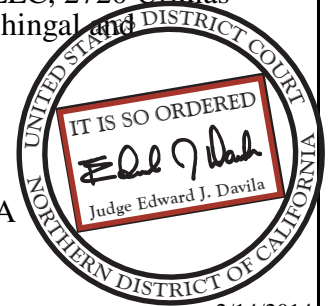


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 Ranch, LLC, Ajay P. Shingal and
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9 IN THE UNITED STATES DISTRICT COURT
 10 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 11 SAN JOSE DIVISION

2/14/2014

13 In re:
 SAN JOSE AIRPORT HOTEL, LLC, dba
 14 HOLIDAY INN SAN JOSE,

Case No. 12-CV-01066-EJD
 Bankruptcy Case No. 09-51045-SLJ
 Chapter 7
 (Jointly Administered with
 Case No. 09-51073-SLJ)

16 MOHAMED POONJA, Chapter 7 Trustee for
 SAN JOSE AIRPORT HOTEL, LLC, dba
 17 HOLIDAY INN SAN JOSE, Debtor, and
 MOBEDSHAHI HOTEL GROUP, Debtor,

STIPULATION OF DISMISSAL
 (CONDITIONAL)

18 Plaintiffs,

Fed.R.Civ.P. 41(a)(1)

19 vs.

21 INFINITY HI, LLC, a California limited
 liability company; GLOBAL 360
 22 ENTERPRISES, LLC, a California limited
 liability company; RAMINI
 23 INTERNATIONAL, LLC, a California
 limited liability company; 2720 URIDIAS
 24 RANCH, LLC, a California limited liability
 company; AJAY P. SHINGAL, an individual;
 25 and MIRA SHINGAL, a/k/a Myra Shingal and
 Myra Trypathi, an individual

Judge: Honorable Edward J. Davila

26 Defendants.

27 STIPULATION OF DISMISSAL (CONDITIONAL)

Poonja v. Infinity HI, LLC.
 Case No. 12-CV-01066-EJD

1 IT IS HEREBY STIPULATED by and between the parties to this action through their counsel of
2 record in this action that

- 3 1. The above-captioned action be and hereby is dismissed without prejudice pursuant to Fed.
4 R. Civ. P. 41(a)(1); and
- 5 2. On or before June 10, 2014, plaintiff may inform the court that the terms of the
6 Settlement and Mutual Release Agreement have not been performed and settlement was
7 not completed and may request that the dismissal be vacated and the case be restored to
8 the active calendar.
- 9 3. The Clerk shall close this file.

10 Dated: February 11, 2014

HENNEFER, FINLEY & WOOD, LLP

11
12 By: /s/ James A. Hennefer
13 James A. Hennefer
Attorneys for Plaintiff

14 Dated: February 1, 2014

PRICE LAW FIRM

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16 By: /s/ Harry I. Price
17 Harry I. Price, Esq.
Attorneys for Defendants

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FILER'S ATTESTATION

I, James A. Hennefer, hereby attest that concurrence in the filing of this Stipulation of Dismissal has been obtained from each of the other signatories listed above, each of whom authorizes me to affix their electronic signature to this Joint Preliminary Pretrial Conference Statement

Dated: February 11, 2014

Respectfully submitted,
HENNEFER, FINLEY & WOOD, LLP

By: /s/ James A. Hennefer

James A. Hennefer
Attorneys for Plaintiff

CERTIFICATE OF SERVICE

I am employed in the City and County of San Francisco, California. I am over the age of 18 and am not a party to the within action. My business address is 425 California Street, 19th Floor, San Francisco, California, 94104.

On February 11, 2014, I served ___ the original X a copy of the below-listed document(s) described as:

STIPULATION OF DISMISSAL (CONDITIONAL)

____ (BY FACSIMILE) by transmitting via facsimile the document(s) listed above to the fax number(s) set forth below, or as stated on the attached service list, on this date.

X (BY MAIL) I caused such envelope(s) with postage thereon fully prepaid to be placed in the United States mail at San Francisco, California, addressed to the person(s) on whom it is to be served, as set forth below, or as stated on the attached service list.

____ (BY PERSONAL SERVICE) I caused such envelope(s) to be delivered by hand this date to the offices of the addressee(s) set forth below, or as stated on the attached service list.

____ (BY OVERNIGHT DELIVERY) I caused such envelope(s) to be delivered to an overnight delivery carrier with delivery fees provided for, addressed to the person(s) on whom it is to be served, as set forth below, or as stated on the attached service list.

____ (BY E-MAIL) by transmitting via electronic mail the document(s) listed above to the e-mail address(es) set forth below, or as stated on the attached service list, on this date.

Harry Isaac Price
Matthew E. Coleman
Price Law Firm
40 Main Street
Los Altos, California 94022- 1409

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed this 11th day of February at San Francisco, California.

/s/ Irene Alvarenga
Irene Alverenga

STIPULATION OF DISMISSAL (CONDITIONAL)

Poonja v. Infinity HI, LLC.
Case No. 12-CV-01066-EJD