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13 **UNITED STATES DISTRICT COURT**
 14 **NORTHERN DISTRICT OF CALIFORNIA**

16 TYRONE A. PENNIX,
 17 Plaintiff,
 18 v.
 19 IAP WORLD SERVICES,
 20 Defendant.

Case No. CV 12-03520 LHK

**STIPULATION REGARDING DISMISSAL
 OF PLAINTIFF'S STATE LAW CLAIMS
 AND [PROPOSED] ORDER**

Action Filed: July 6, 2012

22 Plaintiff Tyrone Pennix ("Pennix") and Defendant IAP Worldwide Services, Inc. ("IAP"),
 23 by and through undersigned counsel, hereby stipulate that each and every state law claim brought
 24 by Pennix in this action be dismissed with prejudice. Such dismissal is premised on preemption of
 25 such state law claims under the federal enclave doctrine. Accordingly, Pennix and IAP stipulate
 26 and request that the Court dismiss Pennix's second, fourth, sixth, seventh and tenth claims for
 27 relief, with prejudice.
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[PROPOSED] ORDER

Pursuant to the Stipulation Regarding Dismissal of Plaintiff's State Law Claims, and good cause appearing therefore, the Court hereby orders that:

Plaintiff's second, fourth, sixth, seventh, and tenth claims for relief are hereby dismissed with prejudice. Such dismissal shall have no effect on and be without prejudice to Plaintiff's first, third, fifth, eighth and ninth claims for relief.

Dated: February 5, 2013



HONORABLE LUCY H. KOH
UNITED STATES DISTRICT JUDGE

14106227.1 (OGLETREE)