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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

ELSY GARCIA DE MIRA, individually,
and on behalf of all others similarly
situated,

Plaintiff,

v.

HCR MANORCARE; HCR
MANORCARE MEDICAL SERVICES
OF FLORIDA, LLC; MANOR CARE,
INC.; and DOES 1 through 10, inclusive,

Defendants.

Case No. 12-cv-04092 LHK

JUDGMENT AND DISMISSAL

1 PURSUANT TO THE ORDER GRANTING FINAL APPROVAL OF CLASS ACTION
2 SETTLEMENT ENTERED ON MARCH 13, 2014, IT IS HEREBY ORDERED, ADJUDGED
3 AND DECREED AS FOLLOWS:

4 1. The Revised (October 2013) Class Action Settlement Agreement And Stipulation
5 (“Settlement Agreement”), previously submitted and on file (ECF No. 57-1), shall be incorporated
6 into this Judgment as though all terms therein are set forth in full. The capitalized terms in this
7 Judgment shall have the meanings set forth in the Settlement Agreement.

8 2. All claims asserted in this Action by the Named Plaintiff Elsy Garcia De Mira and the
9 Plaintiff Class Members shall be and hereby are DISMISSED WITH PREJUDICE. Except as set
10 forth in the Settlement Agreement, each party is to bear her/its own attorneys’ fees and costs. All
11 Class Members who did not timely opt out from the Settlement are permanently enjoined from
12 pursuing, or seeking to reopen, any of the Settled Claims, as defined in the Settlement Agreement.

13 3. Without affecting the finality of the Judgment, the Court shall retain exclusive and
14 continuing jurisdiction over the above-captioned Action and the Parties, including all Class
15 Members, for purposes of supervising, administering, implementing, enforcing, and interpreting the
16 Settlement Agreement and the Final Approval Order.

17 4. The Clerk shall close the file.

18 **IT IS SO ORDERED.**

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20 Dated: March 13, 2014

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22 LUCY H. KOH
23 UNITED STATES DISTRICT JUDGE
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