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**UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION**

SAL J. CARDINALLI,  
Plaintiff,  
vs.

Case No. CV 12-6356-LHK  
**STIPULATION FOR DISMISSAL AND  
PROPOSED ORDER THEREON**

SUPERIOR COURT OF CALIFORNIA FOR  
THE COUNTY OF MONTEREY, etc. et al.,  
Defendants.

TO THE HONORABLE LUCY H. KOH, UNITED STATES DISTRICT JUDGE, TO THE  
CLERK OF THE COURT, AND TO DEFENDANTS MICHAEL CARDINALLI AND YELLOW  
CAB OF MONTEREY COUNTY, LLC AND THEIR COUNSEL OF RECORD:

Plaintiff and Defendants MICHAEL CARDINALLI and YELLOW CAB OF MONTEREY  
COUNTY, LLC stipulate that the complaint against Defendants MICHAEL CARDINALLI and  
YELLOW CAB OF MONTEREY COUNTY, LLC only be dismissed without prejudice.

Dated: May 16, 2013

GERSTL & HUDSON  
s/Hugo N. Gerstl  
by: HUGO N. GERSTL  
Attorney for Plaintiff

SPIERING, SWARTZ & KENNEDY  
s/Andrew H. Swartz  
by: ANDREW H. SWARTZ  
Attorney for Defendants  
MICHAEL CARDINALLI and  
YELLOW CAB OF MONTEREY COUNTY, LLC

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1  
2 **ORDER (PROPOSED)**

3 The Stipulation for Dismissal without prejudice against Defendants MICHAEL  
4 CARDINALLI and YELLOW CAB OF MONTEREY COUNTY, LLC have been received by the  
5 Court, and

6 GOOD CAUSE APPEARING THEREFOR, it is hereby ORDERED that the complaint is  
7 dismissed without prejudice against Defendants MICHAEL CARDINALLI AND YELLOW CAB  
8 OF MONTEREY COUNTY, LLC only, without prejudice.

9 Dated: May 28, 2013

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12 THE HONORABLE LUCY H. KOH  
13 United States District Judge  
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28 **Gerstl & Hudson**  
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