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 11 NAHUM HERNANDEZ SANCHEZ

12 UNITED STATES DISTRICT COURT
 13 FOR NORTHERN DISTRICT OF CALIFORNIA
 14 SAN JOSE DIVISION

15 NAHUM HERNANDEZ SANCHEZ,

Case No.: CV 13-02107 RMW-HRL

16 Plaintiff,

**STIPULATION TO REMAND CASE
 TO STATE COURT**

17 v.

18 PEACOCK CUPERTINO, INC.; JAY AND
 19 RAM; RAMCHANDER GOPALSWAMY; and
 20 VEERAVENKATA DURGAPRASAD
 21 VASIREDDY,

22 Defendants.

23 THE PARTIES HEREBY STIPULATE AS FOLLOWS THROUGH THEIR
 24 ATTORNEYS OF RECORD:

- 25 1. The Complaint was filed on May 8, 2013. Docket No. 1. All Defendants have been served. Docket No. 6.
2. The parties have met and conferred on the merits of the case and agree that the proper venue should be the Superior Court of California.
3. The parties agree to toll any statute of limitations in effect. Plaintiff shall suffer

1 no prejudice in remanding this matter to the Superior Court of California, and all
2 of his rights in litigation are preserved in relation to the date of the filing of the
3 Complaint in this action.

4 IT IS SO STIPULATED

5 FOR PLAINTIFF

6 DATED: September 16, 2013 By: //s//Huy Tran//s//
7 TOMAS MARGAIN
8 HUY TRAN
9 For Plaintiff

10 FOR DEFENDANTS

11 DATED: September 20, 2013 By: //s//
12 GAUTAM DUTTA
13 For Defendants
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2 UNITED STATES DISTRICT COURT
3 FOR NORTHERN DISTRICT OF CALIFORNIA
4 SAN JOSE DIVISION

5 NAHUM HERNANDEZ SANCHEZ,

6 Plaintiff,

7 v.

8 PEACOCK CUPERTINO, INC.; JAY AND
9 RAM; RAMCHANDER GOPALSWAMY; and
10 VEERAVENKATA DURGAPRASAD
11 VASIREDDY,

11 Defendants.

Case No.: CV 13-02107 RMW-HRL

**ORDER GRANTING
THE PARTIES' STIPULATION TO
REMAND CASE TO STATE COURT**

12 Based on the stipulation of counsel and good cause shown, this matter is remanded to the
13 Superior Court of California. All applicable statute of limitations are tolled and Plaintiff's rights
14 in litigation are preserved as of May 8, 2013, the date the Complaint in this action was filed.
15

16 IT IS SO ORDERED

17 DATED: _____

18 By:

Ronald M. Whyte

19 RONALD M. WHYTE
United States Magistrate Judge