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11 Attorneys for Defendant  
12 THE HOME DEPOT U.S.A., INC.

13 **UNITED STATES DISTRICT COURT**  
14 **NORTHERN DISTRICT OF CALIFORNIA**  
15 **SAN JOSE DIVISION**

16 NSIMA ETOK,

17 Plaintiff,

18 v.

19 THE HOME DEPOT, U.S.A., INC., and  
DOES 1 THROUGH 25,

20 Defendants.  
21

Case No. 5:14-cv-01235-BLF

**STIPULATION AND ~~PROPOSED~~ ORDER  
FOR DISMISSAL OF ENTIRE ACTION  
WITH PREJUDICE**

22 WHEREAS, this action has been settled by the parties.

23 The parties now stipulate and agree that this action in its entirety shall be dismissed WITH  
24 PREJUDICE.

25 Dated: October 16, 2014

LAW OFFICES OF CURTIS G. OLER

26 /s/ CURTIS G. OLER  
27 CURTIS G. OLER  
28 Attorney for Plaintiff

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Dated: October 16, 2014

OGLETREE, DEAKINS, NASH, SMOAK &  
STEWART, P.C.

/s/ GREGORY C. CHENG  
GREGORY C. CHENG  
VICTORIA L. TALLMAN  
Attorney for Defendant

**ATTESTATION OF CONCURRENCE IN FILING**

In accordance with Civil Local Rule 5-1(i)(3), I attest the concurrence in the filing of this document has been obtained from Plaintiff's counsel.

Dated: October 16, 2014

OGLETREE, DEAKINS, NASH, SMOAK &  
STEWART, P.C.

/s/ GREGORY C. CHENG  
GREGORY C. CHENG  
VICTORIA L. TALLMAN  
Attorney for Defendant

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~~PROPOSED~~ ORDER

Pursuant to the foregoing Stipulation of the Parties that this action shall be DISMISSED in its entirety WITH PREJUDICE.

IT IS HEREBY ORDERED that this Action be and hereby is DISMISSED IN ITS ENTIRETY WITH PREJUDICE.

Dated: October 16, 2014

  
UNITED STATES DISTRICT JUDGE

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