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10 Iron Ship Builders, Blacksmiths, Forgers and
11 Helpers, AFL-CIO, Cement, Lime, Gypsum,
12 and Allied Workers Division, DNCL

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

16 LHOIST NORTH AMERICA OF ARIZONA,
17 INC.,

18 Plaintiff,

19 vs.

20 INTERNATIONAL ASSOCIATION OF
21 MACHINISTS AND AEROSPACE
22 WORKERS, LOCAL LODGE NO. 93,
23 INTERNATIONAL BROTHERHOOD OF
24 TEAMSTERS, CHAUFFEURS,
25 WAREHOUSEMEN AND HELPERS OF
26 AMERICA, LOCAL NO. 890,
27 INTERNATIONAL BROTHERHOOD OF
28 BOILERMAKERS, IRON SHIP BUILDERS,
BLACKSMITHS, FORGERS AND HELPERS,
AFL-CIO, CEMENT, LIME, GYPSUM AND
ALLIED WORKERS DIVISION, DNCL,
INTERNATIONAL BROTHERHOOD OF
ELECTRICAL WORKERS, LOCAL NO. 234,
AND INTERNATIONAL UNION OF
OPERATING ENGINEERS, LOCAL NO. 3,

Defendants.

Case Number: 5:16-cv-1331

**JOINT STIPULATION AND ORDER
FOR DISMISSAL OF ACTION WITH
PREJUDICE**

Judge: The Hon. Nathanael Cousins
Department: Courtroom 7- 4th Floor

1 Plaintiff LHOIST NORTH AMERICA OF ARIZONA, INC. (“Plaintiff,” “Lhoist,” or the
2 “Company”) and Defendants INTERNATIONAL ASSOCIATION OF MACHINISTS AND
3 AEROSPACE WORKERS, LOCAL LODGE NO. 93 (“IAM Local 93”), INTERNATIONAL
4 BROTHERHOOD OF TEAMSTERS, CHAUFFEURS, WAREHOUSEMEN AND HELPERS
5 OF AMERICA, LOCAL NO. 890 (“Teamsters Local 890”), INTERNATIONAL
6 BROTHERHOOD OF ELECTRICAL WORKERS, LOCAL NO. 234 (“IBEW Local 234”),
7 INTERNATIONAL UNION OF OPERATING ENGINEERS, LOCAL NO. 3 (“Operating
8 Engineers Local 3”), AND THE INTERNATIONAL BROTHERHOOD OF BOILERMAKERS,
9 IRON SHIP BUILDERS, BLACKSMITHS, FORGERS AND HELPERS, AFL-CIO, CEMENT,
10 LIME, GYPSUM, AND ALLIED WORKERS DIVISION, DNCL (“Boilermakers DNCL”)
11 (“Defendants” or the “Unions”) (collectively, the “Parties”) by and through their counsel of
12 record, jointly enter into the following stipulation:

13 WHEREAS the Parties have reached a complete and final settlement of the above-
14 referenced matter, including an agreement that the matter be dismissed with prejudice in its
15 entirety;

16 IT IS HEREBY STIPULATED that the above-referenced matter be dismissed with
17 prejudice in its entirety, with each side to bear their own fees and costs.

18
19 Dated: November 29, 2016

JACKSON LEWIS P.C.

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21 By: /s/ Conor J. Dale
22 Dan Hartsfield
23 Conor J. Dale
24 Attorneys for Plaintiff
25 LHOIST NORTH AMERICA OF
26 ARIZONA, INC.

27 //
28 //

1 Dated: November 29, 2016

WEINBERG, ROGER & ROSENFELD

2

3

By: /s/ Caren P. Sencer

David A. Rosenfeld

Caren P. Sencer

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Attorneys for Defendants

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INTERNATIONAL ASSOCIATION OF
MACHINISTS AND AEROSPACE

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WORKERS, LOCAL LODGE NO. 93,

7

INTERNATIONAL BROTHERHOOD OF
TEAMSTERS, CHAUFFEURS,

8

WAREHOUSEMEN AND HELPERS OF
AMERICA, LOCAL NO. 890, AND

9

INTERNATIONAL BROTHERHOOD OF
ELECTRICAL WORKERS, LOCAL NO.

234

10

Dated: November 29, 2016

LAW OFFICE OF KENNETH C. ABSALOM

11

12

By: /s/ George R. Nemiroff

Kenneth C. Absalom

George R. Nemiroff

13

Attorneys for Defendant

14

INTERNATIONAL UNION OF

15

OPERATING ENGINEERS LOCAL NO. 3

16

Dated: November 29, 2016

BLAKE & UHLIG, P.A.

17

18

By: /s/ Jason R. McClitis

Jason R. McClitis

Attorneys for Defendant

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INTERNATIONAL BROTHERHOOD OF
BOILERMAKERS, IRON SHIP

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BUILDERS, BLACKSMITHS, FORGERS

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AND HELPERS, AFL-CIO, CEMENT,

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LIME, GYPSUM, AND ALLIED

WORKERS DIVISION, DNCL

Admitted Pro Hac Vice

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ORDER

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PURSUANT TO THE STIPULATION OF THE PARTIES, IT IS SO ORDERED.

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Dated: November 29, 2016

NATHANAEL M. COUSINS

UNITED STATES DISTRICT COURT

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