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**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**

GUARDIAN POOL FENCE SYSTEMS,
INC.,

Plaintiff,

vs.
AQUAGUARD, INC. AND AMY
ROTHERMEL,

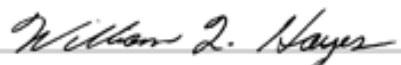
Defendant.

CASE NO. 09cv725 WQH (POR)
ORDER

HAYES, Judge:

The Joint Motion to Dismiss without Prejudice (Doc. # 14) is **GRANTED**. The above-captioned action is **DISMISSED without prejudice**, subject to re-opening only if Plaintiff believes either Defendant Amy Rothermel or Jerry Grider has breached the Settlement Agreement relating to this action.

DATED: July 24, 2009


WILLIAM Q. HAYES
United States District Judge