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UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON

CHARLENE KANE,  
  
Plaintiff,  
  
v.  
  
HOME DEPOT USA, INC.,  
  
Defendants.

NO. C10-5013 BHS  
  
STIPULATED MOTION AND ORDER  
FOR REMAND TO STATE COURT  
**[CLERK’S ACTION REQUIRED]**

COME NOW the parties herein, by and through their undersigned counsel, hereby agree and stipulate that this matter may and should be remanded to the Pierce County Superior Court, State of Washington, for further proceedings therein under cause number 09-2-16253-6. The Court is respectfully requested to enter an order remanding the case, without costs to any party, based upon this stipulation and upon 28 U.S.C. § 1447.

DATED this \_\_\_\_\_ day of \_\_\_\_\_, 2010.

SCHEER & ZEHNDER LLP

JACKSON & WALLACE LLP

/s/ PER TELEPHONE AUTHORIZATION

/s/

\_\_\_\_\_  
Thomas J. Klusmeyer, WSBA #12363  
Attorney for plaintiff

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Gordon G. Hauschild, WSBA #21005  
Attorneys for Defendant

STIPULATED MOTION FOR REMAND TO STATE  
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ORDER

This matter coming before the Court on the above stipulation of the parties, through counsel; and the Court being advised that the parties agree and desire that this matter be remanded to state court for all further proceedings, it is hereby

ORDERED that this matter be, and it hereby is, REMANDED to the Superior Court of Washington, County of Pierce, for further proceedings. The Clerk of the Court shall mail a certified copy of this Order to said court.

DATED this 27<sup>th</sup> day of May, 2010.

  
BENJAMIN H. SETTLE  
United States District Judge

Presented by:  
Jackson & Wallace LLP

\_\_\_\_\_  
Gordon G. Hauschild, WSBA #21005  
Attorneys for defendant