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 19 TRUDY OBLESBY

20 UNITED STATES DISTRICT COURT
 21 NORTHERN DISTRICT OF CALIFORNIA

22 Trudy Oglesby, individually and on behalf of
 23 all others similarly situated,

24 Plaintiff,

25 v.

26 Dollar Tree Stores, Inc., Incorporated in the
 State of Virginia, and Does One through
 27 Twenty-Five,

28 Defendant.

CASE NO. CV-08-0793 PJH

**JOINT STIPULATION OF
 DISMISSAL OF CLASS ACTION
 ALLEGATIONS WITHOUT
 PREJUDICE**

FIRST AMENDED
 COMPLAINT FILED: April 15, 2008
 TRIAL DATE: No date set.

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IT IS HEREBY STIPULATED by and between the parties to this action through their designated counsel that all class action allegations in the above-captioned action be and hereby are dismissed without prejudice pursuant to Fed. R. Civ. Proc. Rule 41(a)(1). All individual allegations on behalf of Plaintiff, Trudy Oglesby, remain as set forth in the current operative First Amended Complaint.

The parties shall bear their own costs and attorney fees relative to the dismissed class allegations. Neither party shall file a cost or fee petition based on this dismissal.

DATED: May 20, 2008

KAUFF MCCLAIN & MCGUIRE LLP

By: 
ROSSANA S. ELTANAL

Attorneys for Defendant
DOLLAR TREE STORES, INC.

DATED: May 20, 2008

BAILEY PINNEY, PC

By: 
JOSE MATA

Attorneys for Plaintiff
TRUDY OBLESBY

4823-0095-8466.1