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MELANIE A. KLINGENSMITH

13  
14 UNITED STATES DISTRICT COURT  
15 NORTHERN DISTRICT OF CALIFORNIA  
16 SAN FRANCISCO DIVISION

17  
18 MELANIE A. KLINGENSMITH,  
individually and on behalf of all  
19 others similarly situated,

20 Plaintiff,

21 v.

22 OILILY RETAIL USA d/b/a OILILY  
and DOES 1 through 10, inclusive,

23 Defendant.  
24

CASE NO. 3:08-CV-02609-SI

**STIPULATION FOR DISMISSAL WITH  
PREJUDICE**

Judge: Honorable Susan Illston

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IT IS HEREBY STIPULATED by and between the parties to this action through their designated counsel that the above-captioned action be and hereby is dismissed with prejudice pursuant to FRCP 41(a)(1). Each party is to bear its own attorneys' fees and costs.

DATED:

*7/23/08*

CARLSON LYNCH LTD

By: 

Gary F. Lynch  
Attorney for Plaintiff  
MELANIE A. KLINGENSMITH

DATED:

*July 28/2008*

SEDGWICK, DETERT, MORAN & ARNOLD LLP

By: 

Stephanie Sheridan  
Attorneys for Defendant  
OILILY RETAIL USA