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9 Attorneys for Plaintiffs
10 RAYMOND P. MARIOLLE
11 and REGINA LYNN MARIOLLE

12 IN THE UNITED STATES DISTRICT COURT
13 FOR THE NORTHERN DISTRICT OF CALIFORNIA

14 RAYMOND P. MARIOLLE and
15 REGINA LYNN MARIOLLE

16 Plaintiffs,

17 vs.

18 VOLVO GROUP NORTH AMERICA,
19 INC.; CONSOLIDATED METCO, INC.;
20 AMSTED INDUSTRIES, INC.; LABRIE
21 ENVIRONMENTAL GROUP; WITKE
22 WASTE EQUIPMENT; FEDERAL
23 SIGNAL CORPORATION and DOES 1
24 through 25, inclusive,

25 Defendants.

) No. C-09-1209 MMC and
) No. C-09-4250 MMC

) ASSIGNED FOR ALL PURPOSES TO
) THE HONORABLE MAXINE M. CHESNEY

) **RAYMOND AND REGINA MARIOLLE'S**
) **NOTICE RE COMPLETION OF POST**
) **TRIAL MEDIATION WITHOUT**
) **SETTLEMENT**

26 Raymond and Regina Mariolle provide notice to the Court, counsel and the parties that the
27 plaintiffs and defendants participated in post-trial mediation of the claims pending in this action on
28 Tuesday, August 14, 2012 with Michael Ornstil presiding as mediator. The parties engaged in post-
mediation negotiations until Monday, August 20, 2012. In spite of the mediation and post-mediation
negotiations, the parties were unable to resolve this matter.

There are currently pending before the court post-trial motions filed by plaintiffs and defendants.
Pursuant to agreement of the parties, the district court deferred action upon the post-trial motions of
plaintiffs and defendants until the completion of mediation or thirty days, whichever event occurred first.

1 With the completion of mediation, the plaintiffs respectfully request that the district court enter
2 judgment, ruling, order or other relief regarding the post-trial motions of the parties.

3 Respectfully submitted,

4 Dated: August 20, 2012

BOXER & GERSON, LLP

5
6 By: 

GARY B. ROTH
Attorneys for Plaintiffs
RAYMOND P. MARIOLLE
and REGINA L. MARIOLLE