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18 Attorneys for Plaintiff

19 UNITED STATES DISTRICT COURT
20 EASTERN DISTRICT OF CALIFORNIA

21 Land O'Lakes, Inc.,

22 Plaintiff,

23 v.

24 Terry Gonsalves, Barbara G. Medico, Bennie
25 M. Gonsalves and Delores M. Gonsalves

26 Defendants.

Case No. 1:11-CV-02010-LJO-SMS

**STIPULATION FOR DISMISSAL
WITH PREJUDICE AND ORDER
THEREON, WITH RETENTION OF
JURISDICTION BY THIS COURT FOR
ENFORCEMENT**

27 WHEREAS, the parties hereto entered into a Settlement Agreement resolving this matter
28 which was approved by the bankruptcy court on November 15, 2012;

WHEREAS, there remain payments due from Plaintiff under the Settlement Agreement;

WHEREAS, the parties desire that this court retain jurisdiction to enforce the Settlement Agreement, notwithstanding this dismissal.

1 **IT IS HEREBY STIPULATED AND AGREED**, by and between the parties in this
2 case, through their respective undersigned legal counsel, that all of the claims and counterclaims
3 that were asserted or that could have been asserted in this case may be dismissed with prejudice,
4 but without attorney fees or costs being awarded to any party. This court shall retain jurisdiction
5 to enforce the terms and conditions of the Settlement Agreement, notwithstanding this dismissal
6 herein.

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9 Dated: November 26, 2012

Respectfully submitted,

LAND O'LAKES, INC.

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11 By: s/Jonathan C. Miesen
12 Jonathan C. Miesen
Associate General Counsel-Litigation
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Attorneys for Plaintiff

Dated: November 26, 2012

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ORDER

Based upon the foregoing Stipulation, it is hereby ordered that this case is dismissed with prejudice, but without attorney fees or costs being awarded to any party. This court shall retain jurisdiction to enforce the terms and conditions of the Settlement Agreement, notwithstanding this dismissal herein. The clerk is directed to close this action, subject to reopening as necessary.

IT IS SO ORDERED.

Dated: November 27, 2012

/s/ Lawrence J. O’Neill
UNITED STATES DISTRICT JUDGE