

FILED

UNITED STATES COURT OF APPEALS

SEP 06 2017

FOR THE NINTH CIRCUIT

MOLLY C. DWYER, CLERK  
U.S. COURT OF APPEALS

MICHAEL KOSTA, individually and on  
behalf of all others similarly situated and  
STEVE BATES,

Plaintiffs-Appellants,

v.

DEL MONTE FOODS, INC.,

Defendant-Appellee.

No. 15-16974

D.C. No. 4:12-cv-01722-YGR  
Northern District of California,  
Oakland

ORDER

In accordance with the stipulation of the parties, this appeal is dismissed.

The parties shall bear their own costs. This order served on the district court shall  
act as and for the mandate of this court.

FOR THE COURT:

MOLLY C. DWYER  
CLERK OF COURT

By: Omar Cubillos  
Deputy Clerk  
Ninth Circuit Rule 27-7