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13 [Additional Attorneys on Signature Page]

14 **UNITED STATES DISTRICT COURT**

15 **NORTHERN DISTRICT OF CALIFORNIA**

17 WARREN GARDNER, et al., on Behalf of  
18 Themselves and All Others Similarly Situated,

19 Plaintiffs,

20 v.

21  
22 STARKIST CO., a Delaware Corporation, and  
23 DONGWON INDUSTRIES CO. LTD., a  
24 South Korea corporation,

25 Defendants.  
26

Case No.: 19-cv-02561-WHO

**STIPULATION FOR DISMISSAL OF  
ACTION PURSUANT TO FED. R. CIV. P.  
RULE 41(a)(1)(A)(ii)**

Hon. William H. Orrick

1 Pursuant to Federal Rule of Civil Procedure, Rule 41(a)(1)(A)(ii), Plaintiffs Warren Gardner,  
2 Lori Myers, Angela Cosgrove, Autumn Hessong, Robert McQuade, Colleen McQuade, James  
3 Borruso, Fidel Jamelo, Jocelyn Jamelo, Anthony Luciano, Lori Luciano, Robert Nugent, Avraham  
4 Isac Zelig, Ken Petrovcik, Megan Kiihne, Kathleen Miller, Tara Trojano, Jason Petrin, Amy  
5 Taylor, Heather Meyers, and Rachel Pedraza and Defendant StarKist Co. hereby stipulate to the  
6 dismissal of all of Plaintiffs' individual claims, *with* prejudice, and to the dismissal of all claims  
7 on behalf of the putative class, *without* prejudice.

8  
9 **IT IS SO STIPULATED.**

10 Dated: November 30, 2021

BONNETT, FAIRBOURN, FRIEDMAN  
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Dated: November 30, 2021

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*Attorneys for Defendant StarKist Co.*

**LOCAL RULE 5-1(i)(3) ATTESTATION**

Pursuant to Local Rule 5-1(i)(3), I attest that all other signatories listed, and on whose behalf the filing is submitted, concur in the filing of this STIPULATION FOR DISMISSAL OF ACTION PURSUANT TO FED. R. CIV. P. RULE 41(a)(1)(A)(ii), and have authorized the filing of this Stipulation.

Dated: November 30, 2021

By: s/Patricia N. Syverson  
Patricia N. Syverson

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**CERTIFICATE OF SERVICE**

I hereby certify that on November 30, 2021, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses denoted on the Electronic Mail notice list, and I hereby certify that I have mailed the foregoing document or paper via the United States Postal Service to the non-CM/ECF participants indicated on the Manual Notice list.

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on November 30, 2021.

/s/ Patricia N. Syverson  
Patricia N. Syverson