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14 UNITED STATES DISTRICT COURT
15 SOUTHERN DISTRICT OF CALIFORNIA
16

17 ROBERT TURNIER and BEATRICE
18 MORAN, individually and on behalf of
all others similarly situated,

19 Plaintiffs,

20 vs.

21
22 BED BATH & BEYOND INC., a New
23 York corporation; and DOES 1-50,
24 inclusive,

25 Defendants.
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27
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CASE NO. 3:20-cv-00288-L-MSB

JOINT MOTION TO DISMISS

Judge: Hon. M. James Lorenz
Ctrm: 5B (5th Floor)

1 Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii) and Civil Local Rule 7.2, plaintiffs
2 Robert Turnier (“Turnier”) and Beatrice Moran (“Moran”), on the one hand, and
3 defendant Bed Bath & Beyond Inc., on the other hand, by and through their respective
4 counsel of record, hereby stipulate and jointly request that this action be dismissed,
5 with prejudice as to the individual claims of Turnier and Moran, and without prejudice
6 as to the claims of putative class members. Each party shall bear its own costs.

7 A proposed order is being lodged with the Court.

8 Dated: January 31, 2022 DOSTART HANNINK & COVENEY LLP

9
10 s/ Zach P. Dostart
11 ZACH P. DOSTART
12 Attorneys for Plaintiffs
E-mail: zdostart@sdlaw.com

13 Dated: January 31, 2022 FAEGRE DRINKER BIDDLE & REATH LLP

14
15 s/ Matthew J. Adler
16 MATTHEW J. ADLER
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SIGNATURE CERTIFICATION

Pursuant to Section 2(f)(4) of the Electronic Case Filing Administrative Policies and Procedures Manual, I hereby certify that the content of this document is acceptable to Matthew J. Adler, counsel for Defendant, and I have obtained his authorization to affix his electronic signature to this document.

Dated: January 31, 2022

DOSTART HANNINK & COVENEY LLP

s/ Zach P. Dostart

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PROOF OF SERVICE

Turnier, et al. v. Bed Bath & Beyond Inc., Case No. 3:20-cv-00288-L-MSB

STATE OF CALIFORNIA, COUNTY OF SAN DIEGO

At the time of service, I was over 18 years of age and **not a party to this action**. I am employed in the County of San Diego, State of California. My business address is 4180 La Jolla Village Drive, Suite 530, La Jolla, CA 92037-1474.

On January 31, 2022, I served true copies of the following document described as

JOINT MOTION TO DISMISS

on the interested parties in this action as follows:

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BY CM/ECF NOTICE OF ELECTRONIC FILING: I caused said document to be served by means of this Court's electronic transmission of the Notice of Electronic Filing through the Court's transmission facilities, to the parties and/or counsel who are registered CM/ECF Users set forth in the service list obtained from this Court.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct and that I am employed in the office of a member of the bar of this Court at whose direction the service was made. Executed on January 31, 2022, at San Diego, California.

Catherine Klobucar

Catherine S. Klobucar