

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address):

Alan R. Brayton, Esq (Bar #73685)

Brayton &lt; Purcell

222 Rush Landing Road, Novato, CA 94948

TELEPHONE NO.: (415) 898-1555

FAX NO. (Optional):

E-MAIL ADDRESS (Optional):

ATTORNEY FOR (Name): Plaintiff, YSIDRO LIMON, SR.

SUPERIOR COURT OF CALIFORNIA, COUNTY OF San Francisco

STREET ADDRESS: 400 McAllister Street

MAILING ADDRESS:

CITY AND ZIP CODE: San Francisco 94102

BRANCH NAME:

PLAINTIFF/PETITIONER: YSIDRO LIMON, SR.

DEFENDANT/RESPONDENT: AMCORD, INC., et al.

REQUEST FOR DISMISSAL

FOR COURT USE ONLY

ELECTRONICALLY  
**FILED**Superior Court of California,  
County of San Francisco**05/01/2017**  
Clerk of the Court

BY: J. CHAMBERS

Deputy Clerk

CASE NUMBER: CGC-15-276378

A conformed copy will not be returned by the clerk unless a method of return is provided with the document.

This form may not be used for dismissal of a derivative action or a class action or of any party or cause of action in a class action. (Cal. Rules of Court, rules 3.760 and 3.770.)

1. TO THE CLERK: Please **dismiss** this action as follows:a. (1) ☒ With prejudice (2) ☐ Without prejudiceb. (1) ☐ Complaint (2) ☐ Petition(3) ☐ Cross-complaint filed by (name):

on (date):

(4) ☐ Cross-complaint filed by (name):

on (date):

(5) ☐ Entire action of all parties and all causes of action(6) ☒ Other (specify):\* As to defendant COLONIAL SUGAR REFINING COMPANY only. Each party to bear its own costs.

2. (Complete in all cases except family law cases.)

The court ☐ did ☒ did not waive court fees and costs for a party in this case. (This information may be obtained from the clerk. If court fees and costs were waived, the declaration on the back of this form must be completed).

Date: AUGUST 1, 2016

Alan R. Brayton

(TYPE OR PRINT NAME OF ☒ ATTORNEY ☐ PARTY WITHOUT ATTORNEY)

\*If dismissal requested is of specified parties only or of specified causes of action only, or of specified cross-complaints only, so state and identify the parties, causes of action, or cross-complaints to be dismissed.

Attorney or party without attorney for:

☒ Plaintiff/Petitioner☐ Defendant/Respondent☐ Cross-Complainant

3. TO THE CLERK: Consent to the above dismissal is hereby given.\*\*

Date: 4/20/17

MICHAEL A. FUTERMAN

(TYPE OR PRINT NAME OF ☒ ATTORNEY ☐ PARTY WITHOUT ATTORNEY)

\*\*If a cross-complaint - or Response (Family Law) seeking affirmative relief - is on file, the attorney for cross-complainant (respondent) must sign this consent if required by Code of Civil Procedure section 581 (i) or (j).

Attorney or party without attorney for:

☐ Plaintiff/Petitioner☒ Defendant/Respondent☐ Cross-Complainant

(To be completed by clerk)

4. ☐ Dismissal entered as requested on (date):5. ☐ Dismissal entered on (date):

as to only (name):

6. ☐ Dismissal **not** entered as requested for the following reasons (specify):**DISMISSAL ENTERED**7. a. ☐ Attorney or party without attorney notified on (date):b. ☐ Attorney or party without attorney not notified. Filing party failed to provide☐ a copy to be conformed ☐ means to return conformed copy

Date:

Clerk, by \_\_\_\_\_, Deputy

PLAINTIFF/PETITIONER: YSIDRO LIMON, SR.  
 DEFENDANT/RESPONDENT: AMCORD, INC., et al.

CASE NUMBER:  
 CGC-15-276378

### COURT'S RECOVERY OF WAIVED COURT FEES AND COSTS

If a party whose court fees and costs were initially waived has recovered or will recover \$10,000 or more in value by way of settlement, compromise, arbitration award, mediation settlement, or other means, the court has a statutory lien on that recovery. The court may refuse to dismiss the case until the lien is satisfied. (Gov. Code, § 88637.)

### Declaration Concerning Waived Court Fees

1. The court waived court fees and costs in this action for *(name)*:
2. The person named in item 1 is *(check one below)*:
  - a. ☐ not recovering anything of value by this action.
  - b. ☐ recovering less than \$10,000 in value by this action.
  - c. ☐ recovering \$10,000 or more in value by this action. *(If item 2c is checked, item 3 must be completed.)*
3. ☐ All court fees and court costs that were waived in this action have been paid to the court *(check one)*: ☐ Yes ☐ No

I declare under penalty of perjury under the laws of the State of California that the information above is true and correct.

Date: \_\_\_\_\_

\_\_\_\_\_  
 (TYPE OR PRINT NAME OF ☐ ATTORNEY ☐ PARTY MAKING DECLARATION)

\_\_\_\_\_  
 (SIGNATURE)

1 **PROOF OF SERVICE**

2 The undersigned hereby certifies as follows:

3 I am an employee of the law firm of Futterman Dupree Dodd Croley Maier LLP, 180  
4 Sansome Street, 17th Floor, San Francisco, CA 94104. I am over the age of 18 and not a party  
5 to the within action.

6 I am readily familiar with the business practice of Futterman Dupree Dodd Croley Maier  
7 LLP for the collection and processing of correspondence.

8 On May 1, 2017, I served a copy of the following document(s):

9 **REQUEST FOR DISMISSAL**

10 for collection and service pursuant to the ordinary business practice of this office in the manners  
11 described below to each of the parties herein and addressed as follows:

12 X BY ELECTRONIC SERVICE: In the ordinary course of business, I caused said  
13 document(s) to be electronically served on all parties and counsel registered with  
14 File&ServeXpress as designated on the Transaction Receipt available on the  
File&ServeXpress website. The transmission was reported as complete and without  
error.

15 Alan R. Brayton  
16 Brayton Purcell, LLP  
222 Rush Landing Road  
17 Novato, California 94945  
Telephone: 415-895-2669  
18 Fax: 415-898-1247  
Email: abrayton@braytonlaw.com

19 I declare under penalty of perjury under the laws of the State of California that the above  
20 is true and correct.

21 Executed on May 1, 2017, at San Francisco, California.

22   
23 Gabrielle Barnett