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|   |  | CIV-110  |
|---|--|--|
| NAME: Clifford A. Chanler FIRM NAME: THE CHANLER GROUP STREET ADDRESS: 2550 Ninth Street, Suite 205 CITY: Berkeley  | TATE: CA ZIP CODE: 94710<br>X NO. : (510) 848-8118   | Electronicatio Fifed by Superior Court of CA, County of Santa Clara, on 6/6/2019 3:09 PM Reviewed By: A. Floresca Case #17CV320767  Envelope: 2977887                  |
| Defendant/Respondent: SMS AUDIO, LLC, ET AL.  REQUEST FOR DISM  | MISSAL   | CASE NUMBER: 17CV320767  |
| A conformed convey will not be returned by the ele  | uk unless a mothed of return   | is provided with the decument  |
| A conformed copy will not be returned by the cle  |  |  |
| This form may not be used for dismissal of a der action. (Cal. Rules of Court, rules 3.760 and 3.770  |  | n or of any party or cause of action in a class  |
| 1. TO THE CLERK: Please dismiss this action as for a. (1) With prejudice (2) With the b. (1) Complaint (2) Petitics (3) Cross-complaint filed by (name):  (4) Cross-complaint filed by (name):  (5) Entire action of all parties and all cates (6) Other (specify):*  2. (Complete in all cases except family law cases.) The court did did not waive court clerk. If court fees and costs were waived, the decount clerk. June 6, 2019 Clifford A. Chanler | pollows: out prejudice ion  auses of action  fees and costs for a party in this claration on the back of this form  UT ATTORNEY) s of action only, s, causes of  Plaintiff | on (date): on (date): case. (This information may be obtained from the namest be completed).  (SIGNATURE) arty without attorney for: f/Petitioner Defendant/Respondent |
| 3. TO THE CLERK: Consent to the above dismissa  | ll is hereby given.**  |  |
| Date:   | DUT ATTORNEY)  we Attorney or posts sign Plaintiff   | (SIGNATURE)  arty without attorney for:  f/Petitioner Defendant/Respondent  Complainant  |
| (To be completed by clerk) 4. X Dismissal entered as requested on (date): 5 Dismissal entered on (date): 6. Dismissal not entered as requested for the  | 6/6/2019 3:09 PM as to only (name) following reasons (specify):  | :  |
| 7. a. X Attorney or party without attorney notified b. Attorney or party without attorney not no a copy to be conformed Clerk,  | tified. Filing party failed to provio<br>means to return conformed co  | de<br>by /s/ A. Floresca   |

Plaintiff/Petitioner: PETER ENGLANDER

Defendant/Respondent: SMS AUDIO, LLC, ET AL.

CASE NUMBER: 17CV320767

## 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, § 68637.)

|                  | satisfied. (Gov. Code, § 68637.)   |       |    |
|------------------|--|-------|----|
| The court        | Declaration Concerning Waived Court Fees  waived court fees and costs in this action for (name):   |       |    |
| a<br>b<br>c      | on named in item 1 is (check one below): not recovering anything of value by this action. recovering less than \$10,000 in value by this action. recovering \$10,000 or more in value by this action. (If item 2c is checked, item 3 must be completed.) court fees and court costs that were waived in this action have been paid to the court (check one): |       | No |
| I declare und    | er penalty of perjury under the laws of the State of California that the information above is true and corr  | rect. |    |
| Date:            |  |       |    |
| (TYPE OR PRINT N | IAME OF ATTORNEY PARTY MAKING DECLARATION) (SIGNATURE)   |       |    |

| 1   | PROOF OF SERVICE   |  |  |
|---|--|--|--|
| 2   | I am over 18 years of age and not a party to this action. I am employed in the county where the mailing took place. My business address is 2550 Ninth Street, Suite 205, Berkeley,                 |  |  |
| 3   | California 94710.  |  |  |
| 4   | On June 6, 2019, I caused the following document(s) to be served, described as:  |  |  |
| 5   | REQUEST FOR DISMISSAL  |  |  |
| 6   | on each interested party as follows:   |  |  |
| Brian Nohe, President SMS Audio, LLC 8 2885 South Congress Avenue, Suite D Delray Reach, EL 33445 |  |  |  |
|   | 2885 South Congress Avenue, Suite D Delray Beach, FL 33445   |  |  |
| 9   |  |  |  |
| 10  | [X] (BY MAIL) I placed a true and correct copy of the foregoing document(s) in a sealed envelope addressed to each interested party as set forth above. I placed each such envelope, with          |  |  |
| 11  | postage thereon fully prepaid, for collection and mailing in one of the United States Post Office Boxes located outside of the Parker Plaza Office Complex, located at 2560 Ninth Street, Berkeley |  |  |
| 12  |  |  |  |
| 13  | Executed this 6th day of June 2019, at Berkeley, California, I declare under the penal perjury under the laws of the State of California that the foregoing is true and correct.                   |  |  |
| 14  |  |  |  |
| 15  | - Chaply   |  |  |
| 16  | Lindsey Cady   |  |  |
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