

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): <b>Brian Johnson, State Bar No. 235965 The Chanler Group</b> <b>2560 Ninth Street, Parker Plaza Suite 214 Berkeley, CA 94710</b> TELEPHONE NO.: (510) 848-8880 FAX NO. (Optional): (510) 848-8118 E-MAIL ADDRESS (Optional): <b>brian@chanler.com</b> ATTORNEY FOR (Name): <b>Plaintiff, John Moore</b>		FOR COURT USE ONLY  <b>Electronically Filed          by Superior Court of CA,          County of Santa Clara,          on 5/2/2018 10:36 AM          Reviewed By: L. Wang          Case #18CV321713          Envelope: 1475774</b>
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF Santa Clara</b> STREET ADDRESS: 191 N. First Street MAILING ADDRESS: CITY AND ZIP CODE: San Jose, 95113 BRANCH NAME: Downtown Courthouse		
PLAINTIFF/PETITIONER: JOHN MOORE DEFENDANT/RESPONDENT: SOUTHERN TELECOM, INC., et al.		
<b>REQUEST FOR DISMISSAL</b>		CASE NUMBER: 18CV321713
<b>A conformed copy will not be returned by the clerk unless a method of return is provided with the document.</b>		
<b>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.)</b>		

1. TO THE CLERK: Please dismiss this action as follows:

- a. (1)  With prejudice (2)  Without prejudice
- b. (1)  Complaint (2)  Petition
- (3)  Cross-complaint filed by (name):
- (4)  Cross-complaint filed by (name):
- (5)  Entire action of all parties and all causes of action
- (6)  Other (specify):\*

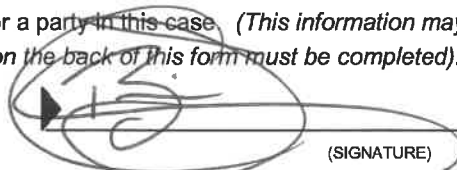
on (date):  
on (date):

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: May 2, 2018

Brian Johnson  
(TYPE OR PRINT NAME OF  ATTORNEY  PARTY WITHOUT ATTORNEY)

  
(SIGNATURE)

\*If dismissal requested is of specified parties only 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:

(TYPE OR PRINT NAME OF  ATTORNEY  PARTY WITHOUT ATTORNEY)

  
(SIGNATURE)

\*\* 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): 5/2/2018 10:36 AM

5.  Dismissal entered on (date): as to only (name):

6.  Dismissal not entered as requested for the following reasons (specify):

- 7. a.  Attorney or party without attorney notified on (date): 5/2/2018 10:36 AM
- b.  Attorney or party without attorney not notified. Filing party failed to provide  a copy to be conformed  means to return conformed copy

Date: 5/2/2018 10:36 AM

Clerk, by /s/ L. Wang, Deputy

PLAINTIFF/PETITIONER: JOHN MOORE DEFENDANT/RESPONDENT: SOUTHERN TELECOM, INC., et al.	CASE NUMBER: 18CV321713
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**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.)

**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)

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**PROOF OF SERVICE**

I am employed in the County of Alameda, State of California. I am a citizen of the United States, over the age of 18 years, and not a party to the within action. My business address is 2560 Ninth Street, Parker Plaza, Suite 214, Berkeley, California 94710-2565.

On May 2, 2018, I caused to be served the following document(s), described as,

**REQUEST FOR DISMISSAL**

on each interested party as follows:

Gerry Grunsfeld, Esq.  
Lazar Grunsfeld Elnadav LLP  
1795 Coney Island Avenue  
Brooklyn NY 11230  
*Attorneys for Southern Telecom Inc.*

XXXXXX (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 postage thereon fully prepaid, for collection and mailing at The Chanler Group, located in Berkeley, California. I am readily familiar with The Chanler Group's practice for collection and processing of documents for mailing with the United States Postal Service. Under that practice, the documents are deposited with the United States Postal Service on the same day in the ordinary course of business.

Executed this 2nd day of May, 2018, at Berkeley, California. I declare under the penalty of perjury under the laws of the State of California that the foregoing is true and correct.

  
\_\_\_\_\_  
Roz Conrad