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ENDORSED  
FILED  
San Francisco County Superior Court

DEC 15 2006

GORDON PARK-LI, Clerk  
BY: DONNA K. LOK  
Deputy Clerk

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12 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
13 FOR THE CITY AND COUNTY OF SAN FRANCISCO  
14 UNLIMITED CIVIL JURISDICTION  
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16 RUSSELL BRIMER,

17 Plaintiff,

18 v.

19 AUSTRAM, INC.; ARMSTRONG  
20 GARDEN CENTERS INC.; and DOES 1  
21 through 150, inclusive,

22 Defendants.

CASE NO.: CGC-06-455487

**[PROPOSED] JUDGMENT PURSUANT TO  
TERMS OF STIPULATION AND ORDER  
RE: CONSENT JUDGMENT**

Date: December 15, 2006

Time: 9:30 a.m.

Dept.: 301

Judge: Hon. Peter J. Busch

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[PROPOSED] JUDGMENT PURSUANT TO TERMS OF CONSENT JUDGMENT

1 In the above-entitled action, Plaintiff RUSSELL BRIMER and Defendants, AUSTRAM, INC.  
2 and ARMSTRONG GARDEN CENTERS, INC., having agreed through their respective counsel that  
3 judgment be entered pursuant to the terms of the Stipulation and [Proposed] Order Re: Consent  
4 Judgment entered into by the parties, and after approving the Proposition 65 settlement agreement and  
5 entering the Stipulation and Order Re: Consent Judgment, on December 15, 2006,

6 IT IS HEREBY ORDERED, ADJUDGED AND DECREED that pursuant to Code of Civil  
7 Procedure section 664.5, judgment is entered in accordance with the terms of the Stipulation and Order  
8 Re: Consent Judgment.

9 **IT IS SO ORDERED.**

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11 Dated: December 15, 2006

**PETER J. BUSCH**

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12 Hon. Peter J. Busch  
13 JUDGE OF THE SUPERIOR COURT  
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