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8 SUTTER HOME WINERY, INC., also erroneously
sued as SEAGLASS WINE CO. and FOLIE A
9 DEUX WINERY; REBEL WINE CO., LLC; DON
SEBASTIANI & SONS INTERNATIONAL WINE
10 NÉGOCIANTS CORP.; JEAN-CLAUDE
BOISSET WINES, USA, INC.; and RAYMOND
11 VINEYARD AND CELLAR, INC.

12 [Counsel continued on page following the
caption]

13
14 SUPERIOR COURT OF THE STATE OF CALIFORNIA
15 COUNTY OF LOS ANGELES

16 DORIS CHARLES, an individual; ALVIN
17 JONES, an individual; JASON PELTIER,
an individual; and JENNIFER PELTIER,
18 an individual; on behalf of themselves and
all others similarly situated,

19 Plaintiffs,

20 v.

21 THE WINE GROUP, INC., et al.,

22 Defendants.
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CASE NO. BC 576061

Assigned for all purposes to
the Honorable John Shepard Wiley

**[PROPOSED] ORDER OF DISMISSAL
AND JUDGMENT THEREON**

Complaint Filed: March 19, 2015

CONFIRMED COPY
ORIGINAL FILED
CLERK OF SUPERIOR COURT OF CALIFORNIA
COUNTY OF LOS ANGELES
APR 01 2016
Hon. John Wiley, Executive Officer/Clerk
Esp. MariaJes Mata, Deputy

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13 WINE GROUP, INC., THE WINE GROUP, LLC,
14 GOLDEN STATE VINTNERS, VARNI
15 BROTHERS CORPORATION, FETZER
16 VINEYARDS, and BRONCO WINE COMPANY

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24 CONSTELLATION BRANDS U.S. OPERATIONS,
25 INC., incorrectly sued as Constellation Wines, US
26 and Simply Naked Winery

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15 MANAGEMENT CORPORATION

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19 *Attorneys for Defendant*
20 CALIFORNIA NATURAL PRODUCTS

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ORDER OF DISMISSAL AND JUDGMENT

WHEREAS on March 23, 2016, following the hearing held on the Defendants' Demurrer to Plaintiffs' Amended Complaint, the Court issued a final order sustaining the Defendants' demurrer to Plaintiffs' Amended Complaint without leave to amend, and

WHEREAS on March 24, 2016, the Defendants served notice of entry of the final order sustaining the Defendants' demurrer to Plaintiffs' Amended Complaint without leave to amend,

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that pursuant to the Court's final order of March 23, 2016, the above-referenced matter is dismissed and that judgment is entered in favor of Defendants SUTTER HOME WINERY, INC., also erroneously sued as SEAGLASS WINE CO. and FOLIE A DEUX WINERY; REBEL WINE CO., LLC; DON SEBASTIANI & SONS INTERNATIONAL WINE NÉGOCIANTS CORP.; JEAN-CLAUDE BOISSET WINES, USA, INC.; RAYMOND VINEYARD AND CELLAR, INC.; TREASURY WINE ESTATES AMERICAS COMPANY; TREASURY WINE ESTATES HOLDING, INC.; BERINGER VINEYARDS; THE WINE GROUP, INC.; THE WINE GROUP, LLC; GOLDEN STATE VINTNERS; VARNI BROTHERS CORPORATION; FETZER VINEYARDS; BRONCO WINE COMPANY; CONSTELLATION BRANDS U.S. OPERATIONS, INC., incorrectly sued as Constellation Wines, US and Simply Naked Winery; SONOMA WINE CO., LLC; WINERY EXCHANGE, INC.; TRADER JOE'S COMPANY; F. KORBEL & BROS., erroneously sued as F. Korbel & Bros., Inc.; MEGAN MASON AND RANDY MASON, D/B/A MASON CELLARS; OAKVILLE WINERY MANAGEMENT CORPORATION; and CALIFORNIA NATURAL PRODUCTS, and against Plaintiffs DORIS CHARLES, ALVIN CHARLES, JASON PELTIER, and JENNIFER PELTIER.

Plaintiffs shall take nothing from Defendants.

Defendants shall recover their costs in an amount to be determined.

1 The clerk shall enter this dismissal in the clerk's register of actions, and this Order shall
2 constitute a judgment and be effective for all purposes pursuant to Section 581d of the California
3 Code of Civil Procedure.

4 **SO ORDERED.**

5 **JUDGMENT SHALL BE AND HEREBY IS ENTERED.**

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8 Dated: _____

4/1/16

~~JOHN SHEPARD WILEY JR.~~

HONORABLE JOHN SHEPARD WILEY
Judge of the Superior Court

1 PROOF OF SERVICE

2 I, Susan C. Ballard, declare:

3 I am a citizen of the United States and employed in Los Angeles County, California. I am
4 over the age of eighteen years and not a party to the within-entitled action. My business address
5 is 555 South Flower Street, Fiftieth Floor, Los Angeles, California 90071.2300. On March 28,
6 2016, I served a copy of the within document(s):

7 ~~PROPOSED~~ ORDER OF DISMISSAL AND JUDGMENT
8 THEREON

- 9 by transmitting via facsimile the document(s) listed above to the fax number(s) set forth below on this date before 5:00 p.m.
- 10 by placing the document(s) listed above in a sealed envelope with postage thereon
11 fully prepaid, in the United States mail at Los Angeles, California addressed as set forth below.
- 12 by placing the document(s) listed above in a sealed Federal Express envelope and
13 affixing a pre-paid air bill, and causing the envelope to be delivered to a Delivery
14 Service agent for delivery.
- 15 by personally delivering the document(s) listed above to the person(s) at the
16 address(es) set forth below.
- 17 by transmitting via e-mail or electronic transmission the document(s) listed above
18 to the person(s) at the e-mail address(es) set forth below.

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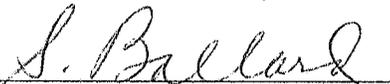
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I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing an affidavit.

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

Executed on March 28, 2016, at Los Angeles, California.



Susan C. Ballard

NAI-1500868299v1