



240736385

ATTORNEY OR PARTY WITHOUT ATTORNEY: STATE BAR NO: 325366

NAME: Charles Poss

FIRM NAME: Environmental Research Center, Inc.

STREET ADDRESS: 3111 Camino Del Rio North, Suite 400

CITY: San Diego

STATE: CA

ZIP CODE: 92108

TELEPHONE NO.: (619) 500-3090

FAX NO.:

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ATTORNEY FOR (Name): Environmental Research Center, Inc.

SUPERIOR COURT OF CALIFORNIA, COUNTY OF Alameda

STREET ADDRESS:

MAILING ADDRESS: 1225 Fallon Street

CITY AND ZIP CODE: Oakland, CA 94612

BRANCH NAME: Rene C. Davidson

Plaintiff/Petitioner: Environmental Research Center, Inc.

Defendant/Respondent: Uptime Energy Inc. et al.

REQUEST FOR DISMISSAL

CASE NUMBER: RG21097835

FILED BY FAX<sup>TM/LL</sup>

ALAMEDA COUNTY

October 05, 2021

CLERK OF THE SUPERIOR COURT  
By Shabra Yamu, Deputy

CASE NUMBER:  
RG21097835

CIV-110

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 prejudice
- b. (1)  Complaint (2)  Petition

on (date):

on (date):

(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):\*

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.)

(SIGNATURE)

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:

(SIGNATURE)

Attorney or party without attorney for:

Plaintiff/Petitioner  Defendant/Respondent

Cross Complainant

(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).

(To be completed by clerk)

4.  Dismissal entered as requested on (date): OCT 07 2021

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):

b.  Attorney or party without attorney not notified. Filing party failed to provide

a copy to be conformed  means to return conformed copy

Date: OCT 07 2021

Clerk, by

Deputy

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Plaintiff/Petitioner: Environmental Research Center, Inc.  
Defendant/Respondent: Upline Energy Inc. et al.

CASE NUMBER:  
RG21097835

CIV-110

**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)