

ORIGINAL

RCO



10

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and Address):

David A. Rosenfeld, Esq. (SBN: 058163)
Caren P. Sencer, Esq. (SBN: 233488)
Weinberg, Roger & Rosenfeld
1001 Marina Village Parkway, Suite 200
Alameda, California 94501

TELEPHONE NO.:

(510) 337-1001

6686485

FILED
ALAMEDA COUNTY
2008 JUN -6 AM 9:36

ATTORNEY FOR (Name): Plaintiff Lavon Godfrey

Insert name of court and name of judicial district and branch court, if any:

Superior Court of the State of California
County of Alameda

CLERK OF THE SUPERIOR COURT

BY: *Dorothy L Lee* DEPUTY

PLAINTIFF/PETITIONER: LAVON GODFREY, et al.

DEFENDANT/RESPONDENT: AB TRUCKING, INC., et al.

REQUEST FOR DISMISSAL

- Personal Injury, Property Damage, or Wrongful Death
 - Motor Vehicle Other
- Family Law
- Eminent Domain
- Other (specify): Unfair Business Practices & Violations of Labor Code

CASE NUMBER:
RG 08-379099

- A conformed copy will not be returned by the clerk unless a method of return is provided with the document. -

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): * Bill Aboudi, individually, only.

on (date):

on (date):

Date: *June 5*, 2008

David A. Rosenfeld

(TYPE OR PRINT NAME OF ATTORNEY PARTY WITHOUT ATTORNEY)

*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.

[Signature]

(SIGNATURE)

Attorney or party without attorney for:

- Plaintiff/Petitioner Defendant/Respondent
- Cross - complainant

2. TO THE CLERK: Consent to the above dismissal is hereby given.**

Date:

(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).

(SIGNATURE)

Attorney or party without attorney for:

- Plaintiff/Petitioner Defendant/Respondent
- Cross - complainant

(To be completed by clerk)

JUN 06 2008

- 3. Dismissal entered as requested on (date):
- 4. Dismissal entered on (date): as to only (name):
- 5. Dismissal not entered as requested for the following reasons (specify):
- 6. 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 conformed means to return conformed copy

Dorothy L Lee

Date: _____ Clerk, by _____, Deputy

PROOF OF SERVICE
(CCP 1013)

1
2
3 I am a citizen of the United States and an employee in the County of Alameda, State of
4 California. I am over the age of eighteen years and not a party to the within action; my business
5 address is 1001 Marina Village Parkway, Suite 200, Alameda, California 94501-1091. On June 5,
6 2008, I served upon the following parties in this action:

7 Jon C. Yonemitsu
8 Gordon & Rees LLP
9 Embarcadero Center West
275 Battery Street, Suite 2000
San Francisco, CA 94111

10 copies of the document(s) described as:

11 **REQUEST FOR DISMISSAL**

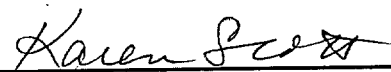
12 **BY MAIL** I placed a true copy of each document listed herein in a sealed envelope,
13 addressed as indicated herein, and caused each such envelope, with postage thereon fully
14 prepaid, to be placed in the United States mail at Alameda, California. I am readily familiar
15 with the practice of Weinberg, Roger & Rosenfeld for collection and processing of
16 correspondence for mailing, said practice being that in the ordinary course of business, mail
17 is deposited in the United States Postal Service the same day as it is placed for collection.

18 **BY PERSONAL SERVICE** I placed a true copy of each document listed herein in a
19 sealed envelope, addressed as indicated herein, and caused the same to be delivered by
20 hand to the offices of each addressee.

21 **BY OVERNIGHT DELIVERY SERVICE** I placed a true copy of each document listed
22 herein in a sealed envelope, addressed as indicated herein, and placed the same for
23 collection by Overnight Delivery Service by following the ordinary business practices of
24 Weinberg, Roger & Rosenfeld, Alameda, California. I am readily familiar with the practice
25 of Weinberg, Roger & Rosenfeld for collection and processing of Overnight Delivery
26 Service correspondence, said practice being that in the ordinary course of business,
27 Overnight Delivery Service correspondence is deposited at the Overnight Delivery Service
28 offices for next day delivery the same day as Overnight Delivery Service correspondence is
placed for collection.

BY FACSIMILE I caused to be transmitted each document listed herein via the fax
number(s) listed above or on the attached service list.

I certify under penalty of perjury that the above is true and correct. Executed at Alameda,
California, on June 5, 2008.



Karen Scott