

1 employees, attorneys, agents, and representatives, from any and all actions, causes of action, claims,  
2 demands, costs, expenses and compensation by reason of any damages, general or special, or injury  
3 or injuries sustained by him on account of or in any way arising out of or related to the incident  
4 described and set forth in the Complaint of Ismael Rivera vs. Inns of America; et al., in the United  
5 States District Court for the Southern District of California, Case No. 04 CV 00956 W (JFS).

6 **SO STIPULATED.**

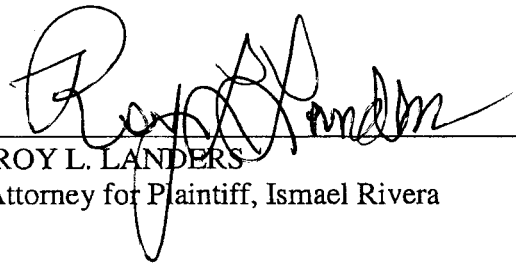
7 **IN WITNESS WHEREOF THE UNDERSIGNED PARTIES HAVE READ THE**  
8 **FOREGOING AND FULLY UNDERSTAND IT.**

9  
10 DATED: 8/31, 2004

  
11 Ismael Rivera

12 ROY L. LANDERS ATTORNEY AT LAW

13  
14  
15 DATED: 8/31, 2004

16 BY:   
17 ROY L. LANDERS  
18 Attorney for Plaintiff, Ismael Rivera

19 DATED: \_\_\_\_\_, 2004

20 BY: \_\_\_\_\_  
21 For Defendant Inns of America

22 DATED: \_\_\_\_\_, 2004

23 BY: \_\_\_\_\_  
24 For Defendant Herrick Holdings, LTD.

25 SOLOMON, GRINDLE SILVERMAN &  
26 SPINELLA

27 DATED: \_\_\_\_\_, 2004

28 BY: \_\_\_\_\_  
Attorney for Defendants  
Inns of America and Herrick Holdings, LTD

STIPULATION FOR DISMISSAL & ORDER THEREON

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

05 FEB -4 AM 10:58

Ismael Rivera,

Plaintiff,

vs.

George Isakovich, et al.,

Defendants.

Case No. 04cv1392-I (WMC) DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

CONSENT TO PROCEED BEFORE  
MAGISTRATE JUDGE McCURINE  
AND FOR JURISDICTION OVER  
SETTLEMENT

New Case #: 04cv1392-WMC

In accordance with the provisions of 28 U.S.C. § 636(c), the parties to the above-captioned case hereby waive their right to proceed before a United States District Judge and consent to have United States Magistrate Judge William McCurine, Jr. conduct any and all further proceedings in the case, including the trial and order for the entry of judgment.

In addition, Judge McCurine shall have full and final authority to resolve any and all disputes pertaining to the settlement documents as well as enforcement of and compliance with the settlement agreement. Each party waives any right to appeal from Judge McCurine's rulings with regard to any aspect of the settlement.

Roy L. Sanders  
Ismael Rivera  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

William A. Adams  
George Isakovich  
Isakovich  
\_\_\_\_\_  
\_\_\_\_\_

IT IS SO ORDERED:

M. James Lorenz  
HON. M. JAMES LORENZ DISTRICT JUDGE  
United States District Court

NOTE: Return this form to the Clerk of Court only if it has been executed by all parties to the case.

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