

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): <b>Patrick M. Soluri (State Bar No. 210036)</b> <b>Soluri Meserve, A Law Corporation, 510 8th Street, Sacramento, CA 95814</b> TELEPHONE NO.: (916) 455-7300      FAX NO.: (916) 244-7300 E-MAIL ADDRESS: <a href="mailto:patrick@semlawyers.com">patrick@semlawyers.com</a> ATTORNEY FOR (Name): <b>California Growers Association</b>	FOR COURT USE ONLY  <div style="border: 2px solid black; padding: 10px; margin: 10px auto; width: 80%;"> <b>FILED/ENDORSED</b>   <div style="border: 1px solid black; padding: 5px; display: inline-block;"> <b>JAN 16 2019</b> </div>          By: <u>          <b>B. SUTTON</b>          </u>                    Deputy Clerk       </div>
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF SACRAMENTO</b> STREET ADDRESS: 720 9th Street MAILING ADDRESS: 720 9th Street CITY AND ZIP CODE: Sacramento, 95814 BRANCH NAME: Gordon D. Schaber Sacramento County Courthouse	
PLAINTIFF/PETITIONER: <b>California Growers Association</b> DEFENDANT/RESPONDENT: <b>California Department of Food &amp; Agriculture</b>	
<b>NOTICE OF ENTRY OF DISMISSAL AND PROOF OF SERVICE</b> <input type="checkbox"/> <b>Personal Injury, Property Damage, or Wrongful Death</b> <input type="checkbox"/> <b>Motor Vehicle</b> <input type="checkbox"/> <b>Other</b> <input type="checkbox"/> <b>Family Law</b> <input type="checkbox"/> <b>Eminent Domain</b> <input checked="" type="checkbox"/> <b>Other (specify): Complaint for Declaratory and Injunctive Relief</b>	CASE NUMBER:  <b>34-2018-00225874-CU-MC-GDS</b>

**TO ATTORNEYS AND PARTIES WITHOUT ATTORNEYS:** A dismissal was entered in this action by the clerk as shown on the Request for Dismissal. (Attach a copy completed by the clerk.)

Date: January 16, 2019

**Patrick M. Soluri**

(TYPE OR PRINT NAME OF ☒ ATTORNEY ☐ PARTY WITHOUT ATTORNEY)

(SIGNATURE)

### PROOF OF SERVICE

1. I am over the age of 18 and not a party to this cause. My residence or business address is:  
**Soluri Meserve, A Law Corporation, 510 8th Street, Sacramento, CA 95814**
2. ☒ I am a resident of or employed in the county where the mailing occurred. I served a copy of the *Notice of Entry of Dismissal* and *Request for Dismissal* by mailing them, in a sealed envelope with postage fully prepaid, as follows:
  - a. ☐ I deposited the envelope with the United States Postal Service.
  - b. ☒ I placed the envelope for collection and processing for mailing following this business's ordinary practice with which I am readily familiar. On the same day correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service.
  - c. Date of deposit: **January 16, 2019**      d. Place of deposit (city and state): **Sacramento, CA**
  - e. Addressed as follows (name and address):  
**Office of the Attorney General, Matthew J. Goldman, P.O. Box 944255, Sacramento, CA 94244**
3. ☐ I served a copy of the *Notice of Entry of Dismissal* and *Request for Dismissal* by personally delivering copies as shown below:
  - a. Name of person served:
  - b. Address at which person served:
  - c. On (date):      d. At (time):
4. ☐ I served a copy of the *Notice of Entry of Dismissal* and *Request for Dismissal* by electronically serving copies as shown below (complete if electronic service is used based on a court order or agreement of the parties):
  - a. Name of person served:
  - b. Electronic service address of person served:
  - c. On (date):      d. At (time):
  - e. Electronic service address from which I served the documents:  
☐ Proof of electronic service is attached.
5. ☐ Proof of service on additional parties is attached.

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

Date: January 16, 2019

**Mae Ryan Empleo**

(TYPE OR PRINT NAME)

(SIGNATURE OF DECLARANT)

Page 1 of 1

ATTORNEY OR PARTY WITHOUT ATTORNEY: STATE BAR NO: 210036 NAME: Patrick M. Soluri FIRM NAME: Soluri Meserve, A Law Corporation STREET ADDRESS: 510 8th Street CITY: Sacramento STATE: CA ZIP CODE: 95814 TELEPHONE NO.: (916) 455-7300 FAX NO.: (916) 244-7300 E-MAIL ADDRESS: patrick@semlawyers.com ATTORNEY FOR (Name): California Growers Association	<b>FOR COURT USE ONLY</b>  <div style="border: 2px solid black; padding: 10px; margin: 10px auto; width: 80%;"> <b>FILED/ENDORSED</b>   <div style="border: 1px solid black; padding: 5px; margin: 5px auto; width: 60%;"> <b>JAN - 8 2019</b> </div> </div> By: <u>E. Toscano</u> Deputy Clerk
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF SACRAMENTO</b> STREET ADDRESS: 720 9th Street MAILING ADDRESS: 720 9th Street CITY AND ZIP CODE: Sacramento, 95814 BRANCH NAME: Gordon D. Schaber Sacramento County Courthouse	
Plaintiff/Petitioner: California Growers Association. Defendant/Respondent: California Department of Food & Agriculture	
<b>REQUEST FOR DISMISSAL</b>	
CASE NUMBER: 34-2018-00225874-CU-MC-GDS	
<b>A conformed copy will not be returned by the clerk unless a method of return is provided with the document.</b>	
<b>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.)</b>	

**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):

on (date):

 (4) ☐ Cross-complaint filed by (name):

on (date):

 (5) ☒ Entire action of all parties and all causes of action

 (6) ☐ Other (specify):\*

**2. (Complete in all cases except family law cases.)**

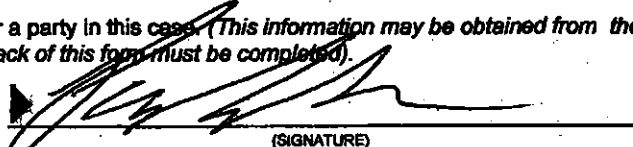
 The court ☐ did ☒ did not waive court fees and costs for a party in this case. (This information may be obtained from the clerk. If court fees and costs were waived, the declaration on the back of this form must be completed.)

Date: January 8, 2019

Patrick M. Soluri

 (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)

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:

 (TYPE OR PRINT NAME OF ☐ ATTORNEY ☐ PARTY WITHOUT ATTORNEY)

(SIGNATURE)

\*\* 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).



Attorney or party without attorney for:

☐ Plaintiff/Petitioner ☐ Defendant/Respondent  
☐ Cross Complainant

(To be completed by clerk)

 4. ☒ Dismissal entered as requested on (date):

**JAN - 8 2019**

 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:

**JAN - 8 2019**

Clerk, by

**E. TOSCANO**

Deputy

Page 1 of 2

Plaintiff/Petitioner: California Growers Association  
 Defendant/Respondent: California Department of Food & Agriculture

CASE NUMBER:  
 34-2018-00225874-CU-MC-GDS

### 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)

**PROOF OF SERVICE**

I hereby declare that I am employed in the City of Sacramento, County of Sacramento, California. I am over the age of 18 years and not a party to the action. My business address is 510 8th Street, Sacramento, California 95814.

On January 8, 2019, I served the attached document:

**REQUEST FOR DISMISSAL**

on the following parties or attorneys for parties, as shown below:

Office of the Attorney General  
Matthew J. Goldman, Deputy Attorney General  
P.O. Box 944255  
Sacramento, CA 94244-2550  
E-mail address: matthew.goldman@doj.ca.gov  
Telephone: (916) 210-7841

*Attorney for Defendant California Department of Food and Agriculture*

Service was caused as follows:

✓ **BY FIRST CLASS MAIL:** I am readily familiar with this business's practice for collecting and processing correspondence for mailing with the U.S. Postal Service. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the U.S. Postal Service. On the date written above, following ordinary business practices, I placed for collection and mailing at my place of business the attached document in a sealed envelope, with postage fully prepaid, addressed as shown above.

✓ **BY ELECTRONIC MAIL:** I caused each such document to be sent by electronic mail to the addressees at the email addresses listed above. The document was served electronically from my place of business at 510 8th Street, Sacramento, California 95814 from my electronic service address at mae@semlawyers.com.

I declare under penalty of perjury that the foregoing is true and correct.

Executed at Sacramento, California on January 8, 2019.

  
Mae Ryan Empleo

RECEIVED  
IN DROP BOX

2019 JAN 16 PM 4:24

JOHNSON COURTHOUSE  
SUPERIOR COURT OF CALIFORNIA  
COUNTY OF SACRAMENTO