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SUPERIOR COURT FOR THE STATE OF CALIFORNIA
FOR THE COUNTY OF SAN DIEGO

Jorge Garcia, individually and on
behalf of all others similarly situated,

Plaintiff,

v.

HAPPY PLUMBING, INC., a California
corporation; STEVEN BLAKE
ROBERTS, an individual; and DOES 1 to
10,

Defendants.

Case No: 24CL002811C

Assigned to Hon. Matthew C. Braner
Dept. C-60

**PLAINTIFF'S REQUEST FOR
DISMISSAL OF CLASS ACTION
ALLEGATIONS WITHOUT
PREJUDICE; [PROPOSED] ORDER**

Cal. R. Court 3.770;

Date: N/A

Time: N/A

Dept.: C-60

330 W. Broadway
San Diego, CA 92101

Complaint Filed: July 24, 2024

1 **TO THE HONORABLE COURT, ALL PARTIES AND THEIR RESPECTIVE**
2 **ATTORNEYS OF RECORD:**

3 Plaintiff Jorge Garcia respectfully requests that the Court dismiss this action in its entirety, with
4 Plaintiff's individual claims dismissed *with* prejudice, and all class claims dismissed *without* prejudice.
5 Plaintiff counsel has submitted an accompanying declaration in support of dismissal pursuant to
6 California Rule of Court 3.770.

7 Date: February 16, 2025

HARRIS & RUBLE

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10 Alan Harris
11 David Garrett
12 *Attorney for Plaintiff*
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PROOF OF SERVICE

I am attorney for the plaintiff herein, over the age of eighteen years, and not a party to the within action. My business address is Harris & Ruble, 655 North Central Avenue 17th Floor, Glendale, California 91203. On February 16, 2025, I served the within documents:

PLAINTIFF'S REQUEST FOR DISMISSAL OF PUTATIVE CLASS MEMBERS' CLAIMS WITHOUT PREJUDICE AND DISMISSAL OF PLAINTIFF'S CLAIMS WITH PREJUDICE

Facsimile: I caused such envelope to be delivered by e-mail or fax to:

E-mail: David Baumgarten <baum@yblaw.com>

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, addressed as follows:

Eugene P. Yale, Esq.
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I declare under penalty of perjury that the above is true and correct. Executed on February 16, 2025, at Los Angeles, California.

/s/ David Garrett
Attorney for Plaintiff