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**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
(SAN JOSE DIVISION)**

**COUNTY OF SANTA CRUZ, et al.,** )  
 )  
Plaintiffs, )  
 )  
v. )  
 )  
**ERIC H. HOLDER, JR.,** )  
Attorney General of the United States; )  
**MICHELE LEONHART,** )  
Acting Administrator of the )  
Drug Enforcement Administration; and )  
**R. GIL KERLIKOWSKE,** )  
Director of the Office of )  
National Drug Control Policy, )  
 )  
Defendants. )  
\_\_\_\_\_ )

Civil Action No. 03-1802 JF

**JOINT STIPULATION OF DISMISSAL  
WITHOUT PREJUDICE**

Pursuant to Rule 41(a)(1)(ii) of the Federal Rules of Civil Procedure, the parties hereby jointly stipulate to the dismissal of this action without prejudice, as follows:

1. On October 19, 2009, the United States Department of Justice issued a Memorandum from Deputy Attorney General David Ogden to selected United States Attorneys regarding Investigations and Prosecutions in States Authorizing the Medical Use of Marijuana (hereinafter "Medical Marijuana Guidance"). This Medical Marijuana Guidance is incorporated herein and attached as Exhibit 1. As a result of the issuance of the Medical Marijuana Guidance, plaintiffs agree to dismiss this case without prejudice.

