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1 KING COUNTY SUPERIOR COURT CLERK 2 E-FILED CASE NUMBER: 13-2-24916-2 SEA 3 4 5 6 IN THE SUPERIOR COURT FOR THE STATE OF WASHINGTON 7 IN AND FOR THE COUNTY OF KING 8 9 LEONARDI LANDSCAPING, INC., a 10 Washington corporation, NO. 13-2-24916-2SEA 11 Plaintiff, MOTION AND DECLARATION 12 FOR ORDER GRANTING **VOLUNTARY NON-SUIT** VS. 13 14 HIGHMARK HOMES, L.L.C., et al., 15 Defendants. 16 COMES NOW the Plaintiff Leonardi Landscaping, Inc. and moves this Court for entry of 17 an Order for voluntary non-suit dismissing the Plaintiff's claims without prejudice. This motion is 18 based on the records and files herein and the Declaration of Stuart J. Sinsheimer, hereto subjoined. 19 DATED this day of July, 2013. 20 21 SINSHEIMER & MELTZER, INC., P.S. 22 23 Stuart J. Sinsheimer, WSBA No. 17315 24 Attorney for Plaintiff 25 \*\*\*\*\* 26 **DECLARATION** Stuart J. Sinsheimer makes the following declaration: 27 I am the attorney for Plaintiff in the above-entitled case. 28

MOTION AND DECLARATION FOR ORDER GRANTING VOLUNTARY NON-SUIT #13077

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SINSHEIMER & MELTZER, INC. P.S.

Attorneys at Law 701 Fifth Avenue, Suite 4780 Seattle, Washington 98104-7035 Phone: (206) 587-4315 / Fax: (206) 870-2424 Defendant has settled Plaintiff's claims and Plaintiff now has determined it is in its best interest to file a voluntary non-suit.

There are no answers or counterclaims presently filed in this matter.

I MAKE THIS DECLARATION, UNDER THE PENALTY OF PERJURY according to the laws of the State of Washington, that the foregoing is true and correct to the best of my knowledge.

DATED this \( \sum\_{\text{day}} \) day of July, 2013, at Seattle, Washington.

Stuart J. Sinsheimer