

1 DIVISION OF LABOR STANDARDS ENFORCEMENT
2 Department of Industrial Relations
3 State of California
4 BY: MILES E. LOCKER, No. 103510
5 455 Golden Gate Avenue, 9th Floor
6 San Francisco, CA 94102
7 Telephone: (415) 703-4863

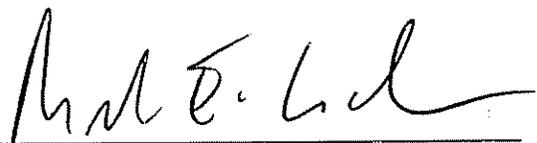
8 Attorney for the Labor Commissioner

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BEFORE THE LABOR COMMISSIONER
OF THE STATE OF CALIFORNIA

10 ELSHA CUTHBERT, an individual,) TAC No. 09-05
11)
12 Petitioner,)
13 vs.) DISMISSAL OF PETITION
14) TO DETERMINE CONTROVERSY
15)
16 WILLIAM MERCER, an individual; and)
17)
18 ROZON-MERCER MANAGEMENT, LLC,)
19)
20 Respondents.)
21)
22)
23)
24)
25)
26)
27)
28)

16 The above-captioned petition to determine controversy is
17 hereby DISMISSED with prejudice on the ground that the matter has
18 been settled by the parties.

19
20 DATE: 8/2/05


MILES E. LOCKER, Attorney for
the Labor Commissioner

STATE OF CALIFORNIA
DEPARTMENT OF INDUSTRIAL RELATIONS - DIVISION OF LABOR STANDARDS ENFORCEMENT

CERTIFICATION OF SERVICE BY MAIL
(C.C.P. §1013a)

(Elisha Cuthbert v. William Mercer; Rozon-Mercer Management, LLC)
(TAC 09-05)

I, MARY ANN E. GALAPON, do hereby certify that I am employed in the county of San Francisco, over 18 years of age, not a party to the within action, and that I am employed at and my business address is 455 Golden Gate Avenue, 9th Floor, San Francisco, CA 94102.

On August 2, 2005, I served the following document:

DISMISSAL OF PETITION TO DETERMINE CONTROVERSY

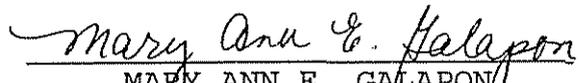
by placing a true copy thereof in envelope(s) addressed as follows:

MARTIN D. SINGER, ESQ.
LAVELY & SINGER PROFESSIONAL CORPORATION
2049 Century Park East, Suite 2400
Los Angeles, CA 90067-2906

GREGORY J. ALDISER, ESQ.
GREENBERG GLUSKER FIELDS CLAMAN
MACHTINGER & KINSELLA LLP
1900 Avenue of the Stars, 21st Floor
Los Angeles, CA 90067-4590

and then sealing the envelope with postage thereon fully prepaid, depositing it in the United States mail in the city and county of San Francisco by ordinary first class mail.

I certify under penalty of perjury that the foregoing is true and correct. Executed on August 2, 2005, at San Francisco, California.


MARY ANN E. GALAPON