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Attorneys for Plaintiff AMERICAN GENERAL LIFE INSURANCE COMPANY

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA

AMERICAN GENERAL LIFE INSURANCE COMPANY,

Plaintiff,

v.

GLEN J. GRAY,

Defendant.

Case No.: CV06-01188 AWI DLB

REQUEST FOR DISMISSAL WITH PREJUDICE AND ORDER THEREON

[FRCP RULE 41(a)]

[Declaratory Judgment Action]

IT IS HEREBY REQUESTED by plaintiff, American General Life Insurance Company, that the above-entitled action be dismissed with prejudice pursuant to Rule 41(a) of the Federal Rules of Civil Procedure, with each party to bear its own costs and attorneys' fees. The parties having resolved their dispute and defendant, Glen J. Gray, not having appeared in the action, dismissal under Rule 41(a) is proper.

Dated: May 11, 2007

WILSON, ELSER, MOSKOWITZ, EDELMAN & DICKER LLP

By: /s/ Dennis J. Rhodes

Adrienne C. Publicover, Esq. Dennis J. Rhodes, Esq. Attorneys for Plaintiff AMERICAN GENERAL LIFE INSURANCE COMPANY

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4	ORDER				
5	Plaintiff having filed a dismissal pursuant to Rule 41 of the Federal Rules of Civil				
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8	IT IS SO ORDERED.				
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10 11	Dated: <u>May 16, 2007</u>		/s/ Anthony W. Ishii	<u> </u>	
11		UNITE	D STATES DISTRIC	T JUDGE	
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REQUEST FOR DISMISSAL WITH PREJUDICE AND [PROPOSED] ORDER THEREON
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