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7 IN THE UNITED STATES DISTRICT COURT FOR THE
8 EASTERN DISTRICT OF CALIFORNIA

9 BOBBY GONZALEZ,) 1:08-cv-106 GSA
10 Plaintiff,)
11)
12 vs.) ORDER DISMISSING ACTION
13 MICHAEL J. ASTRUE, Commissioner,)
14)
15 Defendant.)
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17 Pursuant to the parties' stipulation filed on January 26, 2009, this action is
18 DISMISSED without prejudice pursuant to Rule 41(a)(1)(ii) of the Federal Rules of Civil
19 Procedure. Each party shall bear its own costs and expenses, including, but not limited to
20 attorney's fees.

21 IT IS SO ORDERED.
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23 Dated: January 27, 2009

24 /s/ Gary S. Austin
25 UNITED STATES MAGISTRATE JUDGE
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