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Attorney for the Defendant,  
UNITED STATES OF AMERICA

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

UNIGARD INSURANCE COMPANY,  
  
Plaintiff,  
v.  
UNITED STATES OF AMERICA,  
  
Defendant.

CASE NO. 1:08-CV-00482-OWW-DLB

**JOINT STIPULATION OF  
DISMISSAL AND ORDER**

[Fed. R. Civ. P. 41(a)(1)(A)(ii)]

UNITED STATES OF AMERICA,  
  
Third-Party Plaintiff,  
v.  
PRODUCERS DAIRY FOODS, Inc.  
and JOHN RALPH STEER,  
  
Third-Party Defendants.

Plaintiff Unigard Insurance Company, Defendant/Third-Party Plaintiff The United States of America and Third-Party Defendants Producers Dairy Foods, Inc. and John Ralph Steer, hereby stipulate and agree that this action is dismissed, with all parties to bear their own costs.

Respectfully submitted,

LAWRENCE G. BROWN  
Acting United States Attorney

Dated: February 9, 2009

By: /s/ Jason Ehrlinspiel  
JASON EHRLINSPIEL  
Assistant U.S. Attorney  
Attorneys for Defendant

JOINT STIPULATION OF  
DISMISSAL & [PROPOSED] ORDER

1 Dated: February 9, 2009

MORSE, BOLINGER & ASSOCIATES

2 By: /s/ Michael Morse

3 MICHAEL S. MORSE

4 Attorneys for Unigard Insurance Company, Producers  
5 Dairy Foods, Inc. and John Ralph Steer

6 **IT IS SO ORDERED**

7  
8 Date: February 12, 2009

/s/ OLIVER W. WANGER

9 Honorable Oliver W. Wanger

10 District Court Judge

11 U.S. District Court for Eastern District of California  
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