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Attorney for JOSE G. OCEJO

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

JOSE G. OCEJO,
Plaintiff,
v.
MICHAEL J. ASTRUE
Commissioner of Social Security,
Defendant
} No. 1:08-CV-0895 DLB
} STIPULATION TO DISMISSAL

The parties, through their undersigned counsel of record, HEREBY STIPULATE, subject to the approval of the Court, to a dismissal of the above-captioned matter, pursuant to Rule 41 (a)(1)(ii) of the Federal Rules of Civil Procedure. Each party shall bear his/her own costs and expenses.

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DATED: February 11, 2009 LAW OFFICES OF LAWRENCE D. ROHLFING

/s/ - Brian C. Shapiro

BRIAN C. SHAPIRO
Attorney for JOSE G. OCEJO

*/S/-*Leo Montenegro*

Leo Montenegro
SPECIAL ASSISTANT AUSA
Attorney for Defendant
[*By via email authorization on 2/11/09]

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2 IT IS HEREBY ORDERED, based on the stipulation by and between the
3 parties, through their respective counsel, that the court dismisses the above matter
4 without prejudice. Each side to bear his/her own costs and expenses, including but
5 not limited to attorney's fees.

6 IT IS SO ORDERED.
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DATE: February 13, 2009
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/s/ OLIVER W. WANGER
9 THE HONORABLE OLIVER W. WANGER
10 UNITED STATES DISTRICT JUDGE
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