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

MARK ARMSTRONG,

Plaintiff,

vs.

MICHAEL J. ASTRUE,
COMMISSIONER SOCIAL
SECURITY,

Defendant

) Case No. 1:09-CV-01062 GSA

) ORDER DISMISSING CASE WITH
) PREJUDICE

Based upon the parties' Stipulation to Dismissal with Prejudice
("Stipulation"),

IT IS ORDERED that the above-captioned matter is dismissed pursuant to
Rule 41(a)(1)(ii) of the Federal Rules of Civil Procedure, which dismissal is with
prejudice. Each party shall bear his/her own costs and expenses, including but not
limited to attorney fees under the Equal Access to Justice Act, 28 U.S.C. 2412(d).

DATED: March 11, 2010

/s/ Gary S. Austin

The Honorable Gary S. Austin
United States Magistrate Judge