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("Defendant"), that this matter be dismissed with prejudice, each party to bear its own fees, costs, and expenses.

DATE: April 8, 2010

Respectfully submitted,

LAW OFFICES OF LAWRENCE D. ROHLFING

/s/ Denise Bourgeois Haley

BY:

Denise Bourgeois Haley
Attorney for plaintiff Jose V Penaflor

DATED: April 6, 2010

BENJAMIN B. WAGNER
United States Attorney

/s/ DPT

Daniel P. Talbert
Special Assistant United States Attorney
Attorneys for Defendant Michael J. Astrue,
Commissioner of Social Security
(Per e-mail authorization 04/06/2010)

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5 Attorneys for Plaintiff
Jose V Penaflor

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8 **UNITED STATES DISTRICT COURT**
9 **EASTERN DISTRICT OF CALIFORNIA**
10 **FRESNO DIVISION**
11

12
13 JOSE V PENAFLOR,) Case No.: 1:09-cv-01323 SMS
14)
Plaintiff,) ORDER OF DISMISSAL
15)
vs.)
16 MICHAEL J. ASTRUE,)
Commissioner of Social Security,)
17)
18 Defendant.)
19

20
21 The above captioned matter is dismissed with prejudice, each party to bear
22 its own fees, costs, and expenses.

23 IT IS SO ORDERED.

24 DATE: 4/12/2010

25 /s/ Sandra M. Snyder
26 THE HONORABLE SANDRA M. SNYDER
UNITED STATES MAGISTRATE JUDGE

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DATE: April 1, 2010

Respectfully submitted,

LAW OFFICES OF LAWRENCE D. ROHLFING
/s/ Denise Bourgeois Haley

BY: _____
Denise Bourgeois Haley
Attorney for plaintiff Jose V Penaflor