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

BRUCE AVANS,
Plaintiff,

v.

FOSTER WHEELER
CONSTRUCTION COMPANY, an
unknown business entity; FOSTER
WHEELER CONSTRUCTORS, INC., a
Delaware corporation; and DOES 1 to
100, inclusive,

Defendants.

Case No. 1:10-CV-00922-LJO-DLB
Assigned to the Hon. Lawrence J. O’Neil,
Courtroom 4

**ORDER FOR DISMISSAL OF
ACTION, WITH PREJUDICE**

Pursuant to the stipulation by and between Plaintiff BRUCE AVANS (“Avans” or “Plaintiff”) and Defendant, FOSTER WHEELER CONSTRUCTORS, INC., a Delaware corporation, on its own behalf and as erroneously sued as FOSTER WHEELER CONSTRUCTION COMPANY, an unknown business entity (“Foster Wheeler” or “Defendant”), this action is hereby dismissed in its entirety, with prejudice.

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Each party shall bear its or his own attorneys' fees and costs.

ORDER

The clerk is directed to close this action.

IT IS SO ORDERED.

Dated: July 12, 2011

/s/ Lawrence J. O'Neill
UNITED STATES DISTRICT JUDGE