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9 Attorneys for Plaintiff  
10 Benito G. Gomez

11 **UNITED STATES DISTRICT COURT**  
12 **EASTERN DISTRICT OF CALIFORNIA**  
13 **FRESNO DIVISION**

14 BENITO G. GOMEZ,

15 Plaintiff,

16 vs.

17 CAROLYN W. COLVIN, Acting  
18 Commissioner of Social Security,

19 Defendant.

) Case No.: 10-cv-2128-GSA

) STIPULATION FOR DISMISSAL;  
) ORDER THEREON

20 TO THE HONORABLE GARY S. AUSTIN, MAGISTRATE JUDGE OF  
21 THE DISTRICT COURT:

22 IT IS HEREBY STIPULATED by and between Benito G. Gomez  
23 (“Plaintiff”) and Carolyn W. Colvin as the Acting Commissioner of Social  
24 Security (“Defendant”), that this matter be dismissed with prejudice, each party to  
25 bear its own fees, costs, and expenses.

26 ///

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1 The parties enter into this stipulation pursuant to the terms of F.R.Civ.P.  
2 Rule 41(a)(1)(A)(ii) and 41(a)(1)(B), requiring no separate order of the Court.

3 DATE: November 6, 2014

Respectfully submitted,

4 ROHLFING & KALAGIAN, LLP

5 */s/ Laura E. Krank*

6 BY: \_\_\_\_\_

Laura E. Krank

7 Attorney for plaintiff Benito G. Gomez

8 DATE: November 6, 2014

9 BENJAMIN B. WAGNER

Acting United States Attorney

10 LEON W. WEIDMAN

Chief, Civil Division

Assistant United States Attorney

11 */s/ Jeffrey T. Chen*

12 \_\_\_\_\_  
Jeffrey T. Chen

13 Special Assistant United States Attorney

14 Attorneys for Defendant Carolyn W. Colvin,

Acting Commissioner of Social Security

(Per e-mail authorization)

16 **ORDER**

17 Pursuant to the foregoing stipulation of the parties, this action is DIMISSED  
18 with prejudice pursuant to Fed. R. Civ. P. 41 (a)(1)(A)(ii) and 41(a)(1)(B), each  
19 party to bear its own fees, costs, and expenses. The Clerk of the Court is directed to  
20 close this case.

21  
22 IT IS SO ORDERED.

23 Dated: **November 7, 2014**

**/s/ Gary S. Austin**

24 UNITED STATES MAGISTRATE JUDGE