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Attorneys for Plaintiff

KIRKLAND SWAFFORD

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

KIRKLAND SWAFFORD,

Plaintiff,

v.

CIGNA GROUP INSURANCE PO BOX 29063,
GLENDALE, CA 91209, and DOES 1 through
10,

Defendants.

) Case No. 1:14-CV-00213-DAD-MJS

) **STIPULATION OF DISMISSAL OF**
) **ACTION WITH PREJUDICE AND**
) **ORDER****IT IS HEREBY STIPULATED** by and between Plaintiff KIRKLAND SWAFFORD

and Defendant LIFE INSURANCE COMPANY OF NORTH AMERICA by and through their

counsel of record herein, that the captioned action may be, and hereby is, dismissed with

prejudice pursuant to Rule 41(a) of the Federal Rules of Civil Procedure.

1 The parties shall bear their own respective attorney fees and costs of suit.

2 Counsel for the filing party hereby attests that concurrence in filing of this document has
3 been obtained by the other signatory to this document. The conformed signature herein shall
4 serve in lieu of their original signatures on this document. Upon order of the Court, this filing
5 party shall produce records which support the concurrence of all signatories to this document.
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7 SO STIPULATED.

8 Respectfully submitted,

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10 Dated: December 19, 2016

RIMAC MARTIN, P.C.

11 By: /s/ Anna M. Martin
12 ANNA M. MARTIN
13 Attorney for Defendant
14 LINA INSURANCE COMPANY OF
NORTH AMERICA

15 Dated: December 19, 2016

ROBERTS BARTOLIC, LLP

16 By: /s/ Michelle Roberts
17 MICHELLE ROBERTS
18 Attorney for Plaintiff
19 KIRKLAND SWAFFORD
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3 **ORDER TO CLERK TO CLOSE CASE**

4 The parties' Stipulation, above, dismissing this Case No. 1:14-CV-00213-DAD-
5 MJS with prejudice, with each party bearing its own costs and attorneys' fees, is self-
6 effectuating; the action has been terminated, see Fed. R. Civ. P. 41(a)(1)(A)(ii); *Wilson*
7 *v. City of San Jose*, 111 F.3d 688, 692 (9th Cir. 1997).

8 Accordingly, the Clerk of the Court is directed to close this case.

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10 IT IS SO ORDERED.

11 Dated: December 21, 2016

12 /s/ Michael J. Seng
13 UNITED STATES MAGISTRATE JUDGE
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