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9 LORETTA CUMMINGS

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17 Attorneys for Defendant  
18 SMURFIT-STONE CONTAINER  
19 ENTERPRISES, INC.

20 UNITED STATES DISTRICT COURT  
21 EASTERN DISTRICT OF CALIFORNIA

22 LORETTA CUMMINGS,

23 Plaintiff,

24 vs.

25 SMURFIT STONE CONTAINER  
26 ENTERPRISES, INC., and DOES 1 through 5,  
27 inclusive,

28 Defendants.

Case No. 2:07-cv-02777-WBS-GGH

**STIPULATION FOR  
DISMISSAL AND PROPOSED  
ORDER THEREON**

Complaint Filed: October 26, 2007  
Trial Date: August 18, 2009

29 TO THE UNITED STATES DISTRICT COURT, EASTERN DISTRICT OF  
30 CALIFORNIA:

31 Plaintiff LORETTA CUMMINGS and Defendant SMURFIT STONE  
32 CONTAINER ENTERPRISES, INC. hereby request that this matter be dismissed with  
33 prejudice, in its entirety, with each party to bear their own costs and attorneys' fees.

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1 IT IS SO STIPULATED:

2 Date: January 16, 2009

HENK LEONARD

3  
4 By: /c/ Robert P. Henk

5 Robert P. Henk  
Sheri L. Leonard

6 Attorneys for Plaintiff,  
LORETTA CUMMINGS

7  
8  
9 Date: January 26, 2009

JACKSON LEWIS LLP

10 By: /s/ Michael J. Christian

11 Michael J. Christian  
Brendan J. Begley

12 Attorneys for Defendant  
13 SMURFIT-STONE CONTAINER  
14 ENTERPRISES, INC.

15  
16 **IT IS SO ORDERED:** This matter is dismissed with prejudice. Each party will bear  
17 their own costs and attorneys' fees.

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19 Date: January 29, 2009

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22 WILLIAM B. SHUBB  
23 UNITED STATES DISTRICT JUDGE  
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