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5 Attorneys for Defendants FREMONT RIDEOUT HEALTH GROUP;
 6 LEONARD MARKS, M.D.; PUSHPA RAMAN, M.D.; CHERRY
 7 ANN WY, M.D.; ARUN KUMAR, M.D.; HARRY WANDER,
 M.D.; and MAX LINS, M.D.

8 IN THE UNITED STATES DISTRICT COURT
 9 EASTERN DISTRICT OF CALIFORNIA

10	CHUKWUEMEKA NDULUE,)	NO. 2:08 CV-01696-WBS-KJM
)	
11	Plaintiff,)	STIPULATION AND ORDER OF
)	DISMISSAL
12	vs.)	
)	
13	THE FREMONT-RIDEOUT HEALTH GROUP, et)	
	al.,)	
14)	
	Defendants.)	
15	_____)	

17 **IT IS HEREBY STIPULATED** between the parties to the above-entitled action, through their undersigned
 18 respective counsel of record, that Plaintiff CHUKWUEMEKA NDULUE agrees to dismiss the above entitled federal
 19 court complaint with prejudice as to Defendants THE FREMONT-RIDEOUT HEALTH GROUP; LEONARD
 20 MARKS, M.D.; PUSHPA RAMAN, M.D.; CHERRY ANN WY, M.D.; ARUN KUMAR, M.D.; HARRY
 21 WANDER, M.D.; MAX LINS, M.D.

22 **THE PARTIES FURTHER STIPULATE** for the Court to dismiss Defendant Fremont Rideout Health
 23 Group's Cross-Complaint with prejudice.

24 All parties will bear their own costs and attorneys fees and all parties will sign a mutual release.

25 Defendants hereby agree to waive any and all claims, actions, or motions arising out of this action, including but
 26 not limited to any action for malicious

1 prosecution, abuse of process or Rule 11 sanctions.

2 LAW OFFICES OF MICHAEL J. KHOURI

3 /s/ Michael J. Khouri

4 Dated: 5/23/2011

By _____
Michael J. Khouri, CA Bar #97654
Attorneys for Plaintiff
4040 Barranca Parkway, Suite 200
Irvine, CA 92604
Phone: 949-336-2433
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9 SCHUERING ZIMMERMAN & DOYLE, LLP

11 /s/ Robert H. Zimmerman

11 Dated: 5/21/2011

By _____
Robert H. Zimmerman, CA Bar #84345
Attorneys for Defendants
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17 ORDER FOR DISMISSAL WITH PREJUDICE

18 Pursuant to the foregoing stipulation, and good cause appearing therefore,

19 **IT IS HEREBY ORDERED** that the above-entitled action be, and the same hereby is, dismissed with prejudice
20 as to defendants THE FREMONT-RIDEOUT HEALTH GROUP; LEONARD MARKS, M.D.; PUSHPA
21 RAMAN, M.D.; CHERRY ANN WY, M.D.; ARUM KUMAR, M.D.; HARRY WANDER, M.D.; MAX
22 LINS, M.D.

23 **IT IS FURTHER ORDERED** that Defendant Fremont Rideout Health Group's Cross-Complaint is dismissed
24 with prejudice as to plaintiff CHUKWUEMEKA NDULUE.

25 All parties will bear their own costs and attorneys fees and all parties will sign a mutual release.


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1 Defendants waive any and all claims, actions or motions arising out of this action, including but not limited to any
2 action for malicious prosecution, abuse of process or Rule 11 sanctions.

3
4 DATED: May 24, 2011

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6 WILLIAM B. SHUBB
7 UNITED STATES DISTRICT JUDGE