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 2 LAW OFFICES OF LAWRENCE D. ROHLFING  
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 3 SANTA FE SPRINGS, CALIFORNIA 90670-4756  
 562/868-5886  
 4 FAX: 562/868-5491

5 ATTORNEY FOR PLAINTIFF  
 MICHAEL P. GERLACH

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

MICHAEL P. GERLACH,	)	Case No.: 2:08-CV-02000-DAD
Plaintiff,	)	STIPULATION TO DISMISS
vs.	)	WITHOUT PREJUDICE
MICHAEL J. ASTRUE,	)	
Commissioner of Social Security,	)	
Defendant.	)	

TO THE HONORABLE DALE A. DROZD, MAGISTRATE JUDGE OF  
 THE DISTRICT COURT:

IT IS HEREBY STIPULATED by and between the parties, through their  
 respective counsel, and subject to the approval of the Court, that the above-

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 ///

1 captioned matter shall be dismissed without prejudice; each side to bear his/her  
2 own costs and expenses, including but not limited to attorney's fees.

3 Respectfully submitted,

4 DATE: January 27, 2009

LAW OFFICES OF LAWRENCE D. ROHLFING

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7 BY:       /s/ Young Cho      

8 Young Cho  
Attorney for plaintiff MICHAEL P. GERLACH

9 DATE: January 27, 2009

10 McGREGOR W. SCOTT  
United States Attorney

11  
12 By:       /s/ Odell Grooms \*      

13 ODELL GROOMS  
14 Special Assistant United States Attorney  
15 Attorneys for Defendant  
16 Commissioner of Social Security  
17 Michael J. Astrue  
18 [By email authorization on January 27, 2009]  
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MICHAEL P. GERLACH

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7 **UNITED STATES DISTRICT COURT**  
8 **EASTERN DISTRICT OF CALIFORNIA**  
9

10 MICHAEL P. GERLACH,

11 Plaintiff,

12 vs.

13 MICHAEL J. ASTRUE,  
Commissioner of Social Security,

14 Defendant.  
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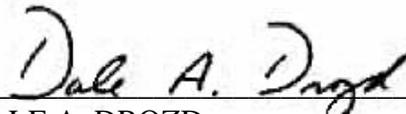
) Case No.: 2:08-CV-02000-DAD

) ORDER RE STIPULATION TO  
DISMISS

16  
17 Based upon the parties' Stipulation to Dismiss,

18 IT IS HEREBY ORDERED that the court dismiss the above matter without  
19 prejudice.

20 DATED: January 27, 2009.

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22 \_\_\_\_\_  
DALE A. DROZD  
23 UNITED STATES MAGISTRATE JUDGE

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