

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

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2. Accordingly, the Parties jointly request the Court to dismiss all parties from this action and that the entire case be dismissed with prejudice.

IT IS SO STIPULATED.

Dated: December 4, 2008

/s/

JEFFERY A. BRIGGS, Attorney for Plaintiff

BERGER SILVERMAN & GEPHART

Dated: December 4, 2008

/s/

 CLAUDIA SILVERMAN, Attorney for
 Defendant

ORDER

IT IS SO ORDERED.

Dated: January 9, 2009

/s/ John A. Mendez
UNITED STATES DISTRICT JUDGE