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8 IN THE UNITED STATES DISTRICT COURT
9 EASTERN DISTRICT OF CALIFORNIA
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11 KRISTINE LEVITOFF,

12 Plaintiff,

13 v.

14 THOMAS J. VILSACK, Secretary, U.S.
Department of Agriculture,

15 Defendant.
16

Case No. 2:11-cv-01149 JAM AC

**STIPULATION OF DISMISSAL;
ORDER**

[Fed. R. Civ. P. 41(a)(1)(A)(ii)]

1 Plaintiff Kristine Levitoff and defendant Thomas J. Vilsack, Secretary, United States Department
2 of Agriculture, hereby stipulate and agree that, pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of
3 Civil Procedure, plaintiff's claims and the entire action are dismissed with prejudice, each party to bear
4 his or her own costs.

5 DATED: March 18, 2013

BENJAMIN B. WAGNER
United States Attorney

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7 By: /s/ Lynn Trinka Ernce
LYNN TRINKA ERNCE
Assistant United States Attorney

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9 DATED: March 18, 2013

/s/ Joseph A. Howell
JOSEPH A. HOWELL
Attorney for Plaintiff

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11
12
13 **ORDER**

14 **IT IS SO ORDERED.**

15 DATED: March 18, 2013

/s/ John A. Mendez
JOHN A. MENDEZ
UNITED STATES DISTRICT COURT JUDGE