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17 UNITED STATES DISTRICT COURT
 18 NORTHERN DISTRICT OF CALIFORNIA

19 DEANNA L. FREITAG
 20
 21 Plaintiff,
 22 v.
 23 CALIFORNIA DEPARTMENT OF
 CORRECTIONS, et al.,
 24 Defendants.

CASE NO. C-00-2278 TEH
**STIPULATION PURSUANT TO
 FEES SETTLEMENT
 AGREEMENT**
HON. THELTON E. HENDERSON

25
 26 The parties, by undersigned counsel, submit this Stipulation pursuant to the Settlement
 27 Agreement regarding Plaintiff's Motion for Attorneys' Fees filed September 15, 2008.

1. The payment provided for in the Settlement Agreement entered into on or about August 3, 2009, was received by plaintiff's counsel on September 29, 2009.

2. Pursuant to Paragraph 1 of the Settlement Agreement, plaintiff agreed to dismiss the Motion for Attorneys' Fees that was filed on September 15, 2008, that was the subject of the Settlement Agreement.

3. Further, in light of the Order of the Court dated August 12, 2009, the parties agree that the parties' objections to Judge Bernard Zimmerman's Report and Recommendation entered on December 8, 2008, have been resolved.

WHEREFORE, the parties stipulate to the dismissal of the September 15, 2008, Motion for Attorneys' fees and to the dismissal of the parties' respective objections to Judge Zimmerman's Report and Recommendation.

Respectfully submitted,

DATED: October 6, 2009

PRICE AND ASSOCIATES

/s/
PAMELA Y. PRICE, Attorney for Plaintiff
DEANNA L. FREITAG

/s/
JOHN L. BURRIS
Attorney for Plaintiff DEANNA L. FREITAG

/s/
CHARLES STEPHEN RALSTON, Attorney for
Plaintiff DEANNA L. FREITAG

DATED: October 6, 2009

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/s/
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CALIFORNIA DEPARTMENT OF
CORRECTIONS, et al.

PURSUANT TO STIPULATION, IT IS SO ORDERED:

Dated: 10/07, 2009

