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16 COMCAST COMPREHENSIVE HEALTH AND
17 WELFARE BENEFIT PLAN, erroneously sued as
18 COMCAST DISABILITY INSURANCE PLAN

14 UNITED STATES DISTRICT COURT
15 NORTHERN DISTRICT OF CALIFORNIA

17 SCOTT GRAY,
18 Plaintiff,
19 v.
20 COMCAST'S DISABILITY
21 INSURANCE PLAN,
22 Defendant.

CASE NO. C07-1189 (SC)
**STIPULATION AND ORDER OF
DISMISSAL**

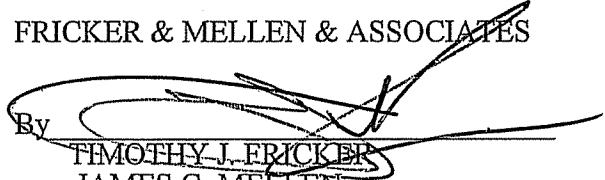
23 COMCAST COMPREHENSIVE
24 HEALTH AND WELFARE BENEFIT
25 PLAN,
26 Third-Party Plaintiff,
27 v.
28 LIBERTY LIFE ASSURANCE
COMPANY OF BOSTON, a corporation,
Third-Party Defendant

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IT IS HEREBY STIPULATED AND AGREED by and between Plaintiff Scott Gray, Defendant and Third Party Complainant Comcast Comprehensive Health And Welfare Benefit Plan, and Third Party Defendant Liberty Life Assurance Company of Boston, through their respective counsel of record, as follows:

1. Plaintiff shall dismiss with prejudice all claims alleged in the complaint against Defendant Comcast Comprehensive Health And Welfare Benefit Plan arising out of or relate to the short term disability component of the Comcast Comprehensive Health And Welfare Benefit Plan only. All other claims in the action that may relate to the long term disability component of the Comcast Comprehensive Health And Welfare Benefit Plan shall be and hereby are dismissed without prejudice.
2. Third Party Complainant Comcast Comprehensive Health And Welfare Benefit Plan shall dismiss with prejudice all claims in the third party complaint against Third Party Defendant Liberty Life Assurance Company of Boston arising out of or relate to the short term disability component of the Comcast Comprehensive Health And Welfare Benefit Plan only. All other claims in the action that may relate to the long term disability component of the Comcast Comprehensive Health And Welfare Benefit Plan shall be and hereby are dismissed without prejudice.
3. Each party shall bear its own fees and costs incurred in this action.

Dated: November , 2008
March 3, 2009

FRICKER & MELLEN & ASSOCIATES
By 
TIMOTHY J. FRICKER
JAMES G. MELLEN
Attorneys for Plaintiff
SCOTT GRAY


Ropers Majeski Kohn & Bentley
A Professional Corporation
Redwood City

1 Dated: November ____, 2008

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COOPER, WHITE & COOPER LLP

By:


STEPHEN KAUS

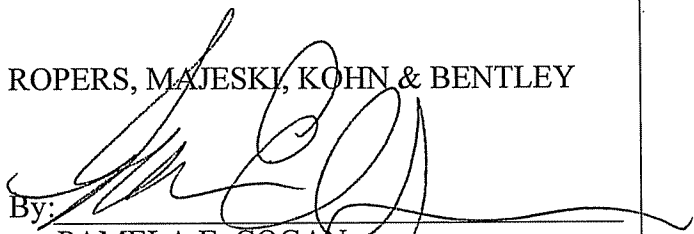
Attorneys for Defendant and Third Party
Plaintiff

COMCAST COMPREHENSIVE
HEALTH AND WELFARE BENEFIT
PLAN

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Dated: ~~November~~ ^{Feb} ~~26~~ ²⁶, 2008

ROPERS, MAJESKI, KOHN & BENTLEY

By: 
PAMELA E. COGAN
JENNIFER A. WILLIAMS
Attorneys for Third Party Defendant
LIBERTY LIFE ASSURANCE
COMPANY OF BOSTON

ORDER

IT IS SO ORDERED. The above referenced action is hereby dismissed in its entirety. Plaintiff's complaint is hereby dismissed as stipulated above. Each party shall bear its own fees and costs.

Dated: 3/23/09

