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 12 UNITED STATES DISTRICT COURT
 13 NORTHERN DISTRICT OF CALIFORNIA
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15 DONALD GRACEY,	No. C 07-03853 VRW (MEJ)
16 Plaintiff,	STIPULATION OF DISMISSAL
17	WITH PREJUDICE
18 vs.	[Fed. R. Civ. P. 41(A)(1)]
19 KAISER PERMANENTE FLEXIBLE	
20 BENEFITS PLAN,	
21 Defendant.	

22 IT IS HEREBY STIPULATED by and between the parties to this action, through their
 23 respective counsel of record, that the above-captioned action be and hereby is dismissed with
 24 prejudice pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure, and that each party
 25 shall bear her or its own costs and attorneys' fees.
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1 IT IS SO AGREED AND STIPULATED.

2 Respectfully submitted,

3 DATED: April 13, 2010

LAW OFFICE OF MICHAEL E. KINNEY

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5 By: Michael E. Kinney
6 Michael E. Kinney
7 Attorney for Plaintiff

8 DATED: April 28, 2010

SEDGWICK, DETERT, MORAN & ARNOLD LLP

9 By: /s/ Rebecca A. Hull
10 Rebecca A. Hull
11 Attorneys for Defendants

12 Upon the stipulation of the parties, and good cause appearing, IT IS SO ORDERED.

13 DATED: May 7, 2010

14 Hon. Vaughn R. Walker
15 United States District Court
16 Northern District of California
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