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8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA
 10 SAN FRANCISCO DIVISION

11 BISHNU KUMARI GURUNG,)	No. C 08-2817 MHP
12)	
13 Plaintiff,)	
14 v.)	STIPULATION TO DISMISS; AND
15 ROBERT MUELLER, III, Director, Federal)	PROPOSED ORDER
16 Bureau of Investigation; <i>et al.</i> ,)	
17 Defendants.)	

18 The plaintiff, by and through his attorney of record, and defendants, by and through their
 19 attorneys of record, hereby stipulate, subject to approval of the Court, to dismiss the above-entitled
 20 action because the United States Citizenship and Immigration Services (USCIS) has acted on the
 21 plaintiff's application for asylum and referred it to an immigration judge for adjudication in
 22 removal proceedings.

23 Each of the parties shall bear their own costs and fees.

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DATED: December 11, 2008

Respectfully submitted,

JOSEPH P. RUSSONIELLO
United States Attorney

/s/
EDWARD A. OLSEN
Assistant United States Attorney

DATED: December 11, 2008

/s/
BEN LOVEMAN
Law Offices of Virender Kumar Goswami
Attorney for Plaintiff

ORDER

Pursuant to stipulation, IT IS SO ORDERED.

Dated: 12/16/2008

MARILYN HAI
United States Di

