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dismissed, in its entirety, with prejudice pursuant to Fed.R.Civ.P. 41(a)(1). Each party shall bear their own fees and costs of suit.

DATED: ~~December 24, 2008~~
Dec. 9, 2008

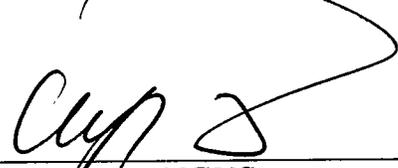
CLYDE & CO US LLP

By: 

KEVIN R. SUTHERLAND
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VIRGIN ATLANTIC AIRWAYS
LIMITED

DATED: ~~December 24, 2008~~
January 21, 2009

MCTERNAN, STENDER & WEINGUS

By: 

CLIFF S. WEINGUS
Attorney for Plaintiff
RENEE KAGAN

IT IS SO ORDERED.

02/11/09

Dated: ~~December 24, 2008~~

HONORABLE THELTON HENDERSON
United States District Judge

