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27 **UNITED STATES DISTRICT COURT**
 28 **NORTHERN DISTRICT OF CALIFORNIA**

29 ELLEN M. PALMER,
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 31 Plaintiff,
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 33 v.
 34
 35 SANTA ROSA MEMORIAL HOSPITAL,
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 37 Defendant.

Case No. CV 08 3385 JSW

**STIPULATION OF DISMISSAL WITH
 PREJUDICE PURSUANT TO FRCP 41(a)
 AND ORDER THEREON**

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IT IS HEREBY STIPULATED by and between the Parties to this action through their designated counsel that the above-referenced action be and hereby is dismissed, with prejudice, pursuant to FRCP Section 41(a)(1).

DATED: April 29, 2010

Law Offices of Susan Sher

By: _____ /s/

Susan Sher

Attorneys for Plaintiff
ELLEN PALMER

DATED: April 29, 2010

Law Offices of Stephen M. Murphy

By: _____ /s/

Stephen M. Murphy

Attorneys for Plaintiff
ELLEN PALMER

DATED: April 29, 2010

OGLETREE, DEAKINS, NASH, SMOAK &
STEWART, P.C.

By: _____ /s/

Gregory C. Cheng

Attorneys for Defendant
SANTA ROSA MEMORIAL HOSPITAL

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ORDER

GOOD CAUSE APPEARING THEREFORE, IT IS HEREBY ORDERED that the above-referenced action be and hereby is dismissed, with prejudice, pursuant to FRCP Section 41(a)(1).

IT IS SO ORDERED.

DATED: April 30, 2010

By: 
Hon. Jeffrey S. White
United States District Court Judge

ATTESTATION PURSUANT TO GENERAL ORDER 45

I, Gregory C. Cheng, hereby declare as follows:

I am one of the attorneys of record for defendant Santa Rosa Memorial Hospital in this action and am duly licensed to practice law in the State California and in the United States District Court for the Northern District of California.

I hereby attest that concurrence from plaintiff's attorneys, Susan Sher and Stephen M. Murphy, has been obtained in the filing of this STIPULATION OF DISMISSAL WITH PREJUDICE PURSUANT TO FRCP 41(A).

I declare under the penalty of perjury under the laws of the United States of America that the foregoing is true and correct and, if called as a witness, I could testify competently thereto.

Executed at San Francisco, California, this 29th day of April, 2010.

By: _____ /s/
Gregory C. Cheng