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8 CAROLYN BRYAN AND DAVID CLARK

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12 UNITED STATES DISTRICT COURT
13 NORTHERN DISTRICT OF CALIFORNIA

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15 CAROLYN BRYAN AND DAVID CLARK,)	CASE NO. C-08-03480 EMC
16 Plaintiffs,)	
17 v.)	STIPULATION OF DISMISSAL OF
18 MARK WAYNE DARRAH,)	ACTION BROUGHT BY DAVID CLARK
19 SWD TRANSPORT LLC,)	ONLY ; <u>ORDER</u>
20 AND DOES 1 TO 10,)	
21 Defendants.)	
22	MAGISTRATE JUDGE EDWARD M. CHEN

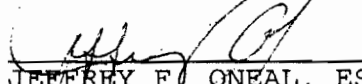
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24 IT IS HEREBY STIPULATED by and between plaintiff DAVID CLARK
25 only and all defendants herein, through their respective designated
26 counsel, that the above-captioned action be and hereby is dismissed
27 with prejudice pursuant to FRCP 41(a)(1). Plaintiff CAROLYN BRYAN's
28 action herein is not being dismissed pursuant to this stipulation or
otherwise.

29 Dated: January 30, 2009

Dated: February 3, 2009

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31 _____
32 RON MAIDENBERG, ESQ.
33 Attorney for Plaintiff
34 DAVID CLARK **IT IS SO ORDERED**

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37 JEFFREY F. ONEAL, ESQ.
38 Attorney for Defendant
39 SWD TRANSPORT LLC

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EDWARD M. CHEN, MAGISTRATE JUDGE

2/11/09
Date