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 8 **UNITED STATES DISTRICT COURT**
 9 **NORTHERN DISTRICT OF CALIFORNIA**

11	CARSON PRIDDY AND PATRICIA PRIDDY) Case No. 3:08-CV-04070 SI
12)
13	Plaintiffs,) STIPULATION AND PROPOSED
14) ORDER TO REMAND CASE TO
15	vs.) ALAMEDA COUNTY SUPERIOR
16) COURT
17	A.W. CHESTERTON COMPANY, et. al.,) Courtroom: Courtroom 10, 19 th Floor
18) San Francisco, California
19	Defendants.) The Honorable Susan Illston
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STIPULATION

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2 Plaintiffs Carson and Patricia Priddy, and Defendant Foster Wheeler LLC, by and through their
3 respective counsel, hereby stipulate to Foster Wheeler LLC's withdrawal of its notice of removal. By
4 such stipulation, Plaintiffs and Defendant Foster Wheeler LLC respectfully request this court to
5 immediately remand this case to state court.

6 IT SO STIPULATED:
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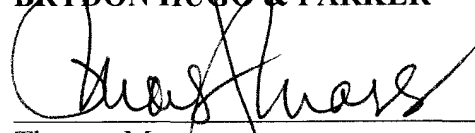
8 Dated: October 8, 2008

LEVIN SIMES KAISER & GORNICK LLP

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11 By: 
12 Jeffrey A. Kaiser
Attorneys for Plaintiff

13 Dated: October 8, 2007

BRYDON HUGO & PARKER

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15 By: 
16 Thomas Moses
17 Attorneys for Defendant
18 Foster Wheeler LLC
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[PROPOSED] ORDER

Good cause appearing from Foster Wheeler LLC's stipulated withdrawal of its notice of removal, this court hereby orders this case immediately remanded to state court.

Dated October ____, 2008



Hon. Susan Illston

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