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6
 7 UNITED STATES DISTRICT COURT
 8 NORTHERN DISTRICT OF CALIFORNIA
 9

10 PATRICIA BARNES, Individually and as Successor-in-
 Interest to BENNIE BARNES, Decedent; RONALD
 11 BARNES; KEVIN BARNES; ARIE BRYANT; AND
 DOES ONE through TEN, inclusive,

13 Plaintiffs,

14 vs.

15 AC AND S, INC., et al.

17 Defendants.

ASBESTOS

U.S.D.C. Case No.: CV08-04944(JCS)

~~PROPOSED~~ ORDER
REMANDING THIS ACTION TO
SAN FRANCISCO SUPERIOR
COURT AND DISMISSING
FOSTER WHEELER LLC
WITHOUT PREJUDICE

18
 19 Plaintiffs and removing defendant Foster Wheeler LLC, through their attorneys of record,
 20 have stipulated that Plaintiffs will dismiss Foster Wheeler without prejudice from this action and
 21 Foster Wheeler shall withdraw its Notice of Removal filed on October 29, 2008..

IT IS SO ORDERED.

23 DATED: 11/03, 2008

24 
 Honorable Joseph C. Spero
 U.S. District Court Magistrate Judge