

1 Martin E. Rosen (108998),
 2 mrosen@bargerwolen.com
 3 Jason C. Love (228881),
 4 jlove@bargerwolen.com
 5 BARGER & WOLEN LLP
 6 633 West Fifth Street, 47th Floor
 7 Los Angeles, California 90071
 8 Telephone: (213) 680-2800
 9 Facsimile: (213) 614-7399

6 Attorneys for Defendants
 7 Provident Life and Accident Insurance
 8 Company, erroneously sued herein as Provident
 9 Life and Accident Company, and John J.
 10 Mahoney

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 12 **UNITED STATES DISTRICT COURT**
 13 **NORTHERN DISTRICT OF CALIFORNIA**
 14

12 MARY ALBERTS,
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 14 Plaintiff,
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 16 vs.
 17 PROVIDENT LIFE AND ACCIDENT
 18 COMPANY, JOHN J. MAHONEY,
 19 AND DOES 1-20, INCLUSIVE,
 20
 21 Defendants.
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CASE NO.: C 09-05038 MHP
**STIPULATION TO DISMISS
 ACTION, WITH PREJUDICE**
 [Filed concurrently with [Proposed]
 Order]
 Complaint Filed: September 24, 2009

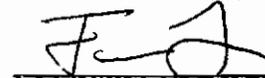
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It is hereby stipulated by and between the parties, through their undersigned counsel of record, that the entire action be dismissed, with prejudice, pursuant to Federal Rules of Civil Procedure, Rule 41(a), with each party bearing his, her, or its own attorneys' fees and costs and waiving all rights of appeal.

Dated: March 23, 2010

BARGER & WOLEN LLP

By:



MARTIN E. ROSEN
JASON C. LOVE

Attorneys for Defendants Provident Life and Accident Insurance Company, erroneously sued herein as Provident Life and Accident Company, and John J. Mahoney

Dated: March 26, 2010

LAW OFFICES OF LAURENCE F. PADWAY

By:



LAURENCE F. PADWAY
Attorneys for Plaintiff Mary J. Alberts

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

MARY ALBERTS,
Plaintiff,
vs.
PROVIDENT LIFE AND ACCIDENT
COMPANY, JOHN J. MAHONEY,
AND DOES 1-20, INCLUSIVE,
Defendants.

CASE NO.: C 09-05038 MHP
**~~PROPOSED~~ ORDER DISMISSING
ACTION WITH PREJUDICE
BASED ON STIPULATION TO
DISMISS ACTION WITH
PREJUDICE**
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Complaint Filed: September 24, 2009

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~~[PROPOSED]~~ ORDER

IT IS HEREBY ORDERED that the above-captioned action is dismissed, with prejudice, pursuant to the stipulation of the parties, with each party bearing his, her, or its own attorneys' fees and costs and waiving all rights of appeal.

Dated: March 24, 2010

By: ~~Honorable Marilyn H. Patel~~

