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21 Attorneys for Defendants
 22 Ireland San Filippo Long Term Disability Plan;
 23 Metropolitan Life Insurance Company

24 UNITED STATES DISTRICT COURT
 25 NORTHERN DISTRICT OF CALIFORNIA

26 STEVEN C. LIPP,

27 Plaintiff,

28 v.

IRELAND SAN FILIPPO LONG TERM
 DISABILITY PLAN; METROPOLITAN
 LIFE INSURANCE CMOPANY, a New York
 Corporation,

Defendants.

Case No. C 09-05350 TEH

**STIPULATION AND ~~PROPOSED~~
 ORDER OF DISMISSAL WITH
 PREJUDICE**

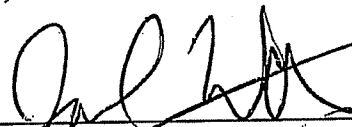
IT IS HEREBY STIPULATED by and between the parties to this action, through their
 counsel of record, that the above-captioned action be and hereby is dismissed with prejudice
 pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure, and that each party shall bear

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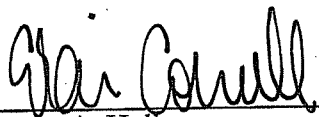
his or its own attorneys' fees and costs.

IT IS SO STIPULATED.

DATED: September 1, 2010 HINKLE, JACHIMOWICZ, POINTER & EMANUEL

By: 
Gerald Emanuel
Joel P. Waely
Attorneys for Plaintiff
Steven C. Lipp

DATED: September 2, 2010 SEDGWICK, DETERT, MORAN & ARNOLD LLP

By: 
Rebecca A. Hull
Erin A. Cornell
Attorneys for Defendants
Ireland San Filippo Long Term Disability Plan;
Metropolitan Life Insurance Company

IT IS SO ORDERED.

DATED: 09/07/10

HONORABLE THELTON E. HENDERSON
UNITED STATES

