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6 Attorneys for Defendants,  
 7 LIBERTY LIFE ASSURANCE COMPANY OF BOSTON  
 and THE CHARLES SCHWAB DISABILITY PLAN

8 UNITED STATES DISTRICT COURT  
 9 NORTHERN DISTRICT OF CALIFORNIA

11 JAMES BOSSIER,  
 12 Plaintiff,  
 13 v.  
 14 THE CHARLES SCHWAB DISABILITY  
 PLAN; LIBERTY LIFE ASSURANCE  
 15 COMPANY OF BOSTON,  
 16 Defendants.

CASE NO. CV-10-0971 RS

**STIPULATION AND ~~PROPOSED~~  
 ORDER DISMISSING DEFENDANTS  
 LIBERTY LIFE ASSURANCE COMPANY  
 OF BOSTON AND THE CHARLES  
 SCHWAB DISABILITY PLAN WITH  
 PREJUDICE [FRCP 41(a)(1)(A)(ii)]**

18 **IT IS HEREBY STIPULATED** by and between Plaintiff, JAMES BOSSIER, and  
 19 Defendants, LIBERTY LIFE ASSURANCE COMPANY OF BOSTON and THE CHARLES  
 20 SCHWAB DISABILITY PLAN, by and through their attorneys of record, that the above-  
 21 captioned action shall be, and hereby is, dismissed with prejudice as to all Defendants, including  
 22 THE CHARLES SCHWAB DISABILITY PLAN, which was previously dismissed from this  
 23 action without prejudice on May 27, 2010, pursuant to Fed. R. Civ. Pro. 41(a)(1)(A)(ii).

24 Each party shall bear its own fees and costs.

25 **IT IS FURTHER STIPULATED** that concurrence in the filing of this stipulation and  
 26 proposed order has been obtained from each of the signatories, which shall serve in lieu of their

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 Redwood City

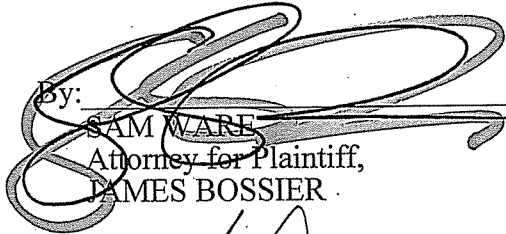
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signatures on the document.

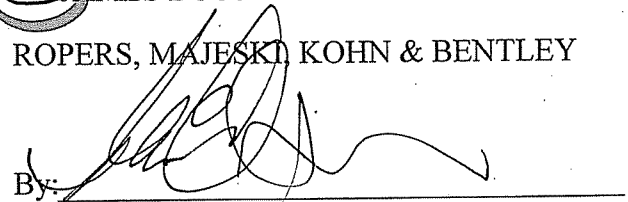
Dated: ~~September~~ October 1, 2010

LAW OFFICES OF SAM WARE

By:   
SAM WARE  
Attorney for Plaintiff,  
JAMES BOSSIER

Dated: ~~September~~ November 2, 2010

ROPERS, MAJESKI KOHN & BENTLEY


By:   
PAMELA E. COGAN  
HANA HARDY  
Attorneys for Defendants, LIBERTY LIFE  
ASSURANCE COMPANY OF BOSTON  
and THE CHARLES SCHWAB  
DISABILITY PLAN

**ORDER**

**IT IS HEREBY ORDERED** that the above-captioned action is dismissed with prejudice as to all Defendants, including THE CHARLES SCHWAB DISABILITY PLAN, which was previously dismissed from this action without prejudice on May 27, 2010. Each party shall bear its own fees and costs.

**PURSUANT TO STIPULATION, IT IS SO ORDERED.**

Dated: ~~September~~ November 10, 2010

  
HONORABLE RICHARD SEEBORG  
UNITED STATES DISTRICT JUDGE