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Dated: October 30, 2012.

BERGER KAHN, A Law Corporation


BY /s/ Ann K. Johnston
ANN K. JOHNSTON
TED A. SMITH
Attorneys for Defendant
SAFECO INSURANCE
COMPANY OF AMERICA

ORDER

Pursuant to the stipulation of counsel, IT IS HEREBY ORDERED that the above-captioned action be and hereby is dismissed with prejudice pursuant to FRCP 41(a)(1).

IT IS SO ORDERED.

DATED: 10/31, 2012


RICHARD SEEBORG
UNITED STATES DISTRICT JUDGE