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Attorneys for Plaintiff,
ELANA DE BELLO

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

ELANA DE BELLO,

Plaintiff,

v.

LIBERTY LIFE ASSURANCE
COMPANY OF BOSTON; THE JOHN
MUIR HEALTH GROUP DISABILITY
PLAN; AND DOES 1 THROUGH 10
INCLUSIVE

Defendants.

Case No: CV 12-5510 RS

**~~PROPOSED~~ ORDER DISMISSING JOHN
MUIR HEALTH GROUP DISABILITY
PLAN WITHOUT PREJUDICE**

Pursuant to the stipulation of the parties that Liberty Life Assurance Company of Boston shall be liable for any judgment or settlement concerning the payment or non-payment of long term disability benefits, interest, attorneys' fees and/or costs that may result from this action as if it were the Plan; and Liberty Life Assurance Company of Boston shall not contend that the action has been rendered defective as a result of the Plan having been dismissed from this action at any time during the course of this litigation,

1 IT IS ORDERED that the Plan is hereby dismissed from this action without prejudice, and
2 each party shall bear its own attorney's fees and costs directly related to the dismissal of this
3 Defendant.

4 **IT IS SO ORDERED.**

5
6 Dated: January 28, 2013


Hon. Richard Seeborg